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PROBATE RECORDS

OF THE

PROVINCE OF NEW HAMPSHIRE

VOL. 1

1635—1717

STATE PAPERS SERIES

VOL. 31

PART ONE

ALBERT STILLMAN BATCHELLOR

Editor of State Papers

OTIS GRANT HAMMOND

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Assistants

CONCORD, N. H.

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FORT WAYNE, INDIANA

PART ONE

JOINT RESOLUTION relating to the preservation and publication of portions of the early state and provincial records and other state papers of New Hampshire.

Resolved by the Senate and House of Representatives in General Court convened:

That His Excellency the Governor be hereby authorized and empowered, with the advice and consent of the Council, to employ some suitable person—and fix his compensation, to be paid out of any money in the treasury not otherwise appropriated—to collect, arrange, transcribe, and superintend the publication of such portions of the early state and provincial records and other state papers of New Hampshire as the Governor may deem proper; and that eight hundred copies of each volume of the same be printed by the state printer, and distributed as follows: namely, one copy to each city and town in the state, one copy to such of the public libraries in the state as the Governor may designate, fifty copies to the New Hampshire Historical Society, and the remainder placed in the custody of the state librarian, who is hereby authorized to exchange the same for similar publications by other states.

Approved August 4, 1881.

Albert S. Batchellor, Editor of State Papers:

You are hereby authorized to arrange, transcribe, and superintend the publication of such abstracts of the early records of wills and probates of persons and estates relating to the provincial period of New Hampshire as are available, the material being so prepared as to avoid the transcription and publication of merely formal and immaterial parts of documents, and arranged in a chronological order, beginning with the earliest accessible papers and records.

You will also cause such explanatory notes, citations, tables of contents, and indexes as you may deem useful to be prepared and made a part of this work.

This I deem proper to be done, and these directions are given in accordance with the authority vested in me as Governor by the provisions of the joint resolution relating to the preservation and publication of portions of the state and provincial records and other state papers of New Hampshire approved August 4, 1881.

Given under my hand at Concord this 2nd day of January, 1897.

CHARLES A. BUSIEL, Governor.

2177080

After the meeting, the following information was obtained from the participants:

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PREFACE

It is common knowledge that until 1771 the province of New Hampshire had not been divided into counties. By the act passed April 29, 1769 (Laws, 1771 ed., p. 204), the original five counties of Rockingham, Strafford, Hillsborough, Cheshire, and Grafton were created. The county act took effect March 19, 1771. Rockingham, Hillsborough, and Cheshire were organized thereby, but the organization of Strafford and Grafton was not to take place until such time as the Governor and Council might deem it advisable. Meanwhile all civil affairs of the territory assigned to these two counties were administered by the officers of Rockingham county. This status was terminated in 1773, when Gov. John Wentworth caused Strafford and Grafton to be organized. All the probate records of the province that had been preserved from the colonial period continued in the custody of the probate office at Portsmouth. With all the other records and archives of the province they were removed to Exeter July 4 and 6, 1775, for greater safety, in accordance with a vote of the Provincial Congress passed June 28, 1775, and there remained, until by the act of March 11, 1897 (Laws of 1897, p. 47), and the act of March 10, 1899 (Laws of 1899, p. 299), they were removed to Concord and placed in the official custody of the Secretary of State. The great importance of the probate files and records has been recognized more clearly, and the demand for measures rendering them available for public examination has become more manifest and emphatic in recent years. It was in response to these influences that the records were restored to the state archives, where they might be arranged, indexed, and otherwise opened by some practical method to a reasonable state of access and utility. Inasmuch as prior to 1771 the exercise of those governmental functions which are ordinarily regarded and treated

as county affairs was by officers of the central government, and over the entire province, it is unquestionable that the official records of affairs appertaining to that administration should now be regarded and treated as state archives.

The General Court was slow in giving practical effect to the true view of the subject, and the documents remained for a period of one hundred and twenty-five years in the custody of one of the five original counties. Under the act of March 10, 1899 (Laws of 1899, p. 299), and the act of March 21, 1901 (Laws of 1901, p. 645), these documents are being subjected to such methods of indexing and arrangement as will, in time, make an end of those conditions which have rendered their contents practically inaccessible. It has been deemed advisable to present the probate records in printed form, constituting a series of volumes in the State Papers series.

The assembling of material for the present volume, the making of copies and abstracts, and the arrangement and indexing have been committed entirely to the editor's assistants, Mr. Otis G. Hammond, and Mr. Ezra S. Stearns. The search for material for the work has extended far beyond the state archives. Between the period of 1623, the date of the first settlement of the colony at Little Harbor, and 1641, when the first union of Massachusetts Bay and New Hampshire was consummated, no material for the work has been recovered except Capt. John Mason's will, and it is probable that none was recorded. Careful investigation has been extended to the records of the neighboring counties of Maine and Massachusetts, to the records and files of England, and to other collections of ancient documents in which it might be expected that anything relating to wills and probates in New Hampshire might be discovered. This method has been pursued with the utmost industry and discrimination that was practicable in such an undertaking for the entire period covered by the documents presented in this volume.

The probate records which have come into the custody of the state are in conformity with the requirements and proceedings of

a court such as was established from 1693 to 1775. These records are all in our archives, except the scattering estates of New Hampshire people that were extracted from the registries of old Norfolk, Essex, Suffolk, and Middlesex counties in Massachusetts, and York county in Maine. A few wills were probated and estates settled in all these counties, without apparent reason except that of personal convenience. Some of the wills in Suffolk county records are those of mariners who sailed from Boston and did not return. Their wills, made and left in Boston before sailing, were probated there. The same may be true of some in old Norfolk and Essex records, which are located in Salem, Mass.

Every document in the book, so far as possible, is taken from the original in the files now in the office of the Secretary of State. In such cases no citation to the original is made, as the present arrangement of these papers is not considered permanent. But in all cases where, in default of the original, the recorded copy has been used, or where the document has been derived from a source outside the state, or from a source within the state but outside the official files of originals, citations have been carefully made.

All wills are printed in full, with the exception, only, of that part of the preamble which states no material fact. Such omissions are indicated by stars, thus, * * *. Each will is followed in chronological order by abstracts of all formal documents relating to the settlement of the estate, and by complete copies of such documents as could not wisely, or without injury to the narrative of facts therein, be reduced. All abstracts will be found enclosed in brackets, and it has been the effort of the editors that in the process of reduction only formal or legal verbiage should be eliminated, and all matters of record which would be of interest or value to the lawyer, the historian, or the genealogist retained. It has not been deemed wise to publish inventories in detail.

This volume, in which the material is represented in its chronological order from the beginning, necessarily covers several periods

in which the results are unsatisfactory on account of the loss and dispersion of the records, if records were made, and at other periods for the reason that in all probability no records were made or files preserved. The succeeding volumes which are in contemplation will present the records and documents of that part of the colonial period between 1718 and 1771. As the material presented in the first volume will have special value on account of its antiquity, that which is to follow will be attractive and useful on account of its unbroken continuity and approximate completeness.

ALBERT S. BATCHELLOR,
Editor of State Papers.

From 1633 to 1641 the Massachusetts interests predominated, largely because there was no effective or independent representative of them in the colony. Two independent local governments had developed in the Plymouth region, the latter one, Brewster's Neck, being what might be termed the Portsmouth group of settlements, and the upper one, constituted of what were afterwards known as the Northern or Dover plantations. Exeter followed as an independent plantation in 1638, while Hampton was planted by Massachusetts as one of its own townships in 1635, on territory over which it claimed jurisdiction. (See notes on the independent town governments established at Portsmouth and Dover, and their constitution, in N. H. Prov. Papers, 2d Ser. N. H. Prov. Laws, Introduction, xviii.)

As one of the results of the union of Massachusetts Bay and New Hampshire, begun in the fall of 1641 by the entrance into it

HISTORICAL NOTE

From 1623 to 1641 there was no organization of any colonial government in New Hampshire, although John Mason, the landed proprietor, had authority by his patent purporting to empower him to erect a government. The proprietor died in 1635. If he organized any colonial, provincial, or proprietary government under his patent, no records of it have survived. It is altogether probable that nothing of the kind occurred. Indeed, at a later period it was declared that the powers of government contained in Mason's patent and others contemporary with it were invalid in respect to the grant of powers of government. The reason assigned for this decision was that, while the Council of Plymouth had powers of government in the territory of its New England jurisdiction, it was not competent to delegate those powers. (See opinion of the Chief Justices, 1 N. H. Prov. Papers, 336; 1 N. H. Prov. Laws, Introduction, xxviii.)

From 1635 to 1641 the Masonian interests languished, largely because there was no efficient or disinterested representative of them in the colony. Two independent local governments had developed in the Pascataqua region, the lower one, Strawberry Bank, being what might be termed the Portsmouth group of settlements, and the upper one, constituted of what were afterwards known as the Northam or Dover plantations. Exeter followed as an independent plantation in 1638, while Hampton was planted by Massachusetts as one of its own townships in 1635, on territory over which it claimed jurisdiction. (See notes on the independent town governments established at Portsmouth and Dover, and their constitutions, 1 N. H. Prov. Laws, 744.)

As one of the results of the union of Massachusetts Bay and New Hampshire, begun in the fall of 1641 by the entrance into it

of that part of New Hampshire represented by the two Pascataqua towns and the Pascataqua proprietors, and consummated as to the entire territory of New Hampshire by the accession of the Exeter colony in 1643, one system of laws, subject to the reservations in behalf of New Hampshire embodied in the articles of union (1 N. H. Prov. Laws, xxx), became operative over the towns and people of the entire territory of Massachusetts Bay and New Hampshire. The theory that there was no uniform system of laws or usages governing the transmission of property by will, and the orderly descent and distribution of estates of deceased persons, in the New Hampshire settlements in the first period (that between 1623 and 1641 being taken tentatively as the first period) is supported by a recital of the previous conditions, which is given as a preamble to a certain act relating to the settlement of estates in the laws of Massachusetts Bay (Col. Laws of Mass., 1660 ed., reprint, p. 200), which, omitting archaic forms and expressions is as follows:—"Whereas it is found by experience that some men, dying, having made their wills for the disposing of their estates, that the said wills are concealed and not proved and recorded; and some others dying intestate, no administration is sought for nor granted in any legal way, and yet the wives, children, kindred, or some friends of the deceased, or some others, do enter upon the lands and possess themselves of the goods of the said deceased, and the same are many times sold or wasted before the creditors to whom the deceased was indebted know of whom to demand, or how to recover their just debts; for prevention of such unjust and fraudulent dealings." A remedial act follows this preamble. The declaration was made at a point of time so early in the period of the union that presumably it is descriptive of what was the subject of general knowledge in a considerable part, if not all, of the previous history of this jurisdiction. It may also be regarded as a partial explanation of the paucity of probate records in the first colonial period. The act which follows the preamble above quoted bears date not later than 1649, only eight years sub-

sequent to the beginning of the union of the two colonies, and only six years after the accession of Exeter, which completed the extension of the union over New Hampshire in its entirety. The body of the act is as follows :

“ It is ordered by this court and the authority thereof that if any executor nominated in any will, and knowing thereof, shall not, at the next court of the county which shall be above thirty days after the decease of the party, make probate of any will of any deceased party, or shall not cause the same to be recorded by the recorder or clerk of that county court where the deceased party last dwelt, or if any person whatsoever shall not within the same time take administration of all such goods as he hath or shall enter upon of any party deceased, or if any person or persons shall alienate or embezzle any lands or goods before they have proved and recorded the will of the deceased, or taken administration and brought in a true inventory of all the known lands, goods, and debts of the deceased, every such person so administering or executing shall be liable to be sued, and shall be bound to pay all such debts, respectively, as the deceased party owed, whether the estate of the deceased were sufficient for the same or not, and shall also forfeit to the country so many sums of five pounds as shall be months betwixt the next court of that county, after the death of the party as aforesaid, and the proving of such will and recording it, or the taking of such administration. And if any person shall renounce his executorship, or that none of the friends or kindred of the deceased party that shall die intestate shall seek for administration of such person's estate, then the clerk of the writs of such town where any such person shall die shall, within one month after his decease, give notice to the court of that county to which such town doth belong of such renouncing of executorship or not seeking of administration, that so the court may take such order therein as they shall think meet, who shall also allow such clerk due recompense for his pains, and if any such clerk shall fail herein, he shall forfeit forty shillings to the treasury for every month's default. (1649.)

“2. And because many merchants, seamen, and other strangers resorting hither oftentimes dying and leaving their estates undisposed of, and very difficult to be preserved in the interim from one county court to another, it is therefore ordered that it shall and may be lawful for any two magistrates, with the recorder or clerk of the county court, meeting together, to allow of any will of any deceased party to the executors or other persons in the will mentioned, so as the will be testified on the oath of two or more witnesses, and also to grant administration to the estate of any person dying intestate within the said county to the next of kin, or to such as shall be able to secure the same for the next of kin, and the recorder or clerk of court shall inform the rest of the magistrates of the county at the next county court of such will proved or administration granted, and shall record the same. (1652.)

“3. And it is ordered that, when the husband or parents die intestate, the county court of that jurisdiction where the party had his last residence shall have power to assign to the widow such a part of his estate as they shall judge just and equal, as also to divide and assign to the children or other heirs their several parts and portions out of the said estate; provided the eldest son shall have a double portion, and where there are no sons the daughters shall inherit as co-partners, unless the court, upon just cause alleged, shall otherwise determine.” (1641-49.)

The Body of Liberties of 1641 was adopted in December, and subsequent to the union of Massachusetts Bay and New Hampshire. Article 11 of that body of laws is as follows: “All persons which are of the age of 21 years and of right understanding and memories, whether excommunicate or condemned, shall have power and liberty to make their wills and testaments and other lawful alienations of their lands and estates.” Art. 79, 81, 82. Col. Laws of Mass., 1660 ed., reprint, p. 51; 1 N. H. Prov. Laws, 753, 761.

These are among the important landmarks in the establishment of a new system of probate law in the united colonies of Massachusetts Bay and New Hampshire. The more important features

of the development of this law are presented in the contemporary publications and compilations of 1660 and 1672. (Col. Laws Mass. Bay, 1672 ed., reprint, 1, 157; 1660 ed., reprint, 119, 200.) New Hampshire became a part of Norfolk county. In the period of the union, therefore, the probate records were made and kept at the shire town or towns, as they were designated. Governor Washburn, in his *Judicial History of Massachusetts*, p. 32, says, "They (county courts) had also probate jurisdiction, and as such proved wills, granted administration, and the like. Appeals in such cases lying from their decisions to the court of assistants. (White's Prob. 9.) This exercise of probate jurisdiction continued as long as the old charter was in force. The clerks of the courts were, *ex officio*, recorders, and in the intervals of the court the recorder and two of the magistrates were authorized to grant letters of administration and probate of wills. (Ib.)"

It appears by the same authority (p. 30) that "It (court of assistants) had also appellate jurisdiction in matters of probate which had been determined in the county courts." The territory separated from this union by the decree of Charles II, contained in the Cutt commission of 1679, was subject to no other system of colonial law in the period beginning 1641 and ending in Oct., 1682, than the laws which were known and published in the *Laws of Massachusetts Bay*, with the exception or modification of the organic law promulgated in the Cutt commission, and the local law commonly known as the Cutt code. It is significant on the question of the continuing validity and operative force in New Hampshire of the laws of the two colonies as united under one government in the period above mentioned that article 14 of the Cutt laws provided that "For directions to the courts, judges, and all other officers it is ordered that those laws by which we have formerly been directed and governed shall be a rule to us in all judicial proceedings, so far as they will suit with our constitutions and be not repugnant to the laws of England, until such acts and ordinances as have been or shall be made by this assembly and

approved by the honorable President and Council may be drawn up and legally published." (1 N. H. Prov. Laws, 28.)

No provisions were enacted in the Cutt laws relative to wills and probates, or the descent, settlement, and distribution of estates of deceased persons. It must be presumed, therefore, that the laws, usages, and forms which related to these affairs in the time of the union remained unchanged, at least to the time of the inauguration of the Cranfield government in Oct., 1682. In the commission of Charles II to President Cutt, after the part constituting the President and Council a court with a very ample jurisdiction, the following appears in the text, "So always that the forms of proceeding in such cases and the judgment thereupon to be given be as consonant and agreeable to the laws and statutes of this our realm of England as the present state and condition of our subjects inhabiting within the limits aforesaid, and the circumstances of the place, will admit." (1 N. H. Prov. Laws, 4.)

The temper of the people of New Hampshire at this time towards such directions as those here emanating from the crown may best be inferred from a declaration in the copy of the Cutt laws which was retained in the province, the clause to be quoted not appearing in the copy that was sent home. It appears in the preamble of the laws, and is as follows, "It is therefore ordered and enacted by this General Assembly and the authority thereof that no act, imposition, law, or ordinance be made or imposed upon us but such as shall be made by the said Assembly and approved by the President and Council from time to time." (1 N. H. Prov. Papers, 382.) If there were any doubt as to the determination of the controlling majority and the government of the province of New Hampshire to adhere to the colonial laws of the time of the union, modified only by their own voluntary enactments, in preference to the laws of England, wherever one might conflict with the other, such a doubt would seem to be dissipated by the testimony of Richard Chamberlain, for a time secretary of the province, in a letter to Mr. Blaithwaite, secretary to the Lords Committee of Trade and Plantations, of date May 14, 1681. Mr. Chamberlain

says: "I first took exception to the whole system (Cutt laws) in general being collected mostly out of the Massachusetts laws, and surely it could not well stand with the mind and pleasure of His Majesty that we here should cast off obedience to their (the Massachusetts) jurisdiction and yet voluntarily submit to and yoke ourselves so inseparably to their laws." (1 N. H. Prov. Laws, 785.) The 1679 commission to John Cutt and his Council for the government of New Hampshire in terms constituted the President and Council the supreme court, with a very comprehensive jurisdiction. They evidently construed their powers to include the administration of the probate law. It appears by the records that the President and Council transacted the probate business, the councilors sometimes acting individually. Such business seems to have been disposed of in court also in 1681. The records and files for this period, however, are meagre. Under the conditions then existing, and the attitude of the representatives of the people towards the laws at the time of the union, it would be expected that probate procedure and probate decrees would be found conformed to that system.

The termination of the first union occurred in the winter of 1679-80. Reasons have already been adduced indicating very conclusively that no change was desired or attempted in the probate law in the period under the commission of President Cutt. It is hardly open to question that, with regard to probate law, usages, and forms "The former laws we [they] were ruled by [were] to stand till others [were] made." (Cutt laws, art. 14.) It does not appear that any other enactment was made under his government affecting the previously existing system of probate law.

The next period is that included in the administration under the commission to Lieut.-Gov. Edward Cranfield which subsisted between Oct. 4, 1682, and May 25, 1686. The Cranfield commission in terms abrogated the Cutt commission. The Cranfield instructions, by article 26, in terms repealed the Cutt laws. It is not known that this document in its complete form has ever been in the New Hampshire archives since 1684. The one that appears to have taken

its place at that time was very much abbreviated, as it contained only six articles besides the preamble, while the full text, it now appears, contains thirty-nine articles and a preamble. The draft which was probably put on file about 1684 in the province records omits article 26, by which the Cutt laws were repealed by the King's edict. The copy containing the full text has not been printed on this side of the Atlantic. The abbreviated copy of 1694 is the one that has appeared in the state publications, and has been subject to reference in the archives. The full text was discovered and procured from the English archives in April, 1906, by this department. (Note to the case of *Hutchinson v. Manchester Street Railway*, 73 N. H., 279.)

The Cranfield commission authorized the Lieutenant-Governor to constitute courts and appoint judges. Under this authority there is evidence that Cranfield established a court of probate, and that he, and after him, Barefoote, assumed the office of ordinary, with Chamberlain, the province secretary, as register of the court.

An attempt was made in the winter of 1682-3 to construct a body of local statute law for the province, but there was a rupture between the Lieutenant-Governor and the assembly when the undertaking had proceeded to the 26th article. He was not able to obtain the attendance of the assembly for legislation after this time, except on one occasion, at the special instance of the King for the enactment of one bill especially desired by the home government. (1 N. H. Prov. Laws, 48, 807.) In the fragment of a body of statute law, the construction of which appears to have been begun in the first year of the Cranfield administration, there is no reference to the probate law. The Lieutenant-Governor, after his rupture with the assembly, avowed his purpose to govern the province by the laws of England. The history of his administration, however, shows that all his attempts to govern them failed, and that his administration was broken down by the antagonism of the people, by his own incompetency, by his personal interest in the Masonian claim, by his alienation of the support of Randolph, and by the want of confidence towards him which developed in the

home government. His attempt to resort to the laws of England, and to impose them upon the province as embodying the rules by which they were to be governed, if practicable in any degree with a competent and discreet administrator, was out of the question with this executive. (Farmer's Belknap's Hist. of N. H., chap. 8. F. B. Sanborn, Hist. of N. H., chap. 4. Memoir and correspondence of Edmund Randolph, edited by Robert Noxon Toppan, *passim*.)

It was in the time of this administration that the first charter of the Massachusetts Bay colony was vacated on *scire facias* in the court of chancery in England. It was formerly the opinion of the Massachusetts courts that the annulment of the charter wrought a repeal of the laws enacted under it. (Storer v. Freeman, 6 Mass., 438.) This opinion seems to have been adopted by Judge Bellows in the case of Clement v. Burns, 43 N. H., 619.

The current of later opinion is very strongly against this theory. (See article by Prof. E. N. Washburn on the effect of the vacation of the charter upon the laws enacted under it, 13 Mass. Hist. Soc. Proceed., 451; argument of the Attorney-General of New Hampshire in the case of Percy Summer Club v. Astles before the U. S. Circuit Court for the District of New Hampshire, pp. 80, 95, 156; Commonwealth v. Alger, 7 Cush., 76; reporter's note, 9 Gray, 17; 66 N. H., 25.) There is, on the whole, little basis for the supposition that either in Massachusetts Bay or in New Hampshire the preference of the people for their own laws relating to the descent and distribution of property and the making and administration of wills had been removed or affected to any considerable extent by the abrogation of the charter, the validity of which was denied here and disputed in Parliament, and by what transpired in New Hampshire in the Cranfield regime, which had been almost farcical in the attempted exercise of governmental powers, and from every point of view obnoxious to the great majority of the people.

The next period in the constitutional history of the province is

covered by the Dudley-Andros administrations under the commission of King James II constituting the Dominion of New England. The powers of government conferred by the commissions and instructions, first by the preliminary commission to Joseph Dudley and Council, and second in the more elaborate commissions and instructions to Sir Edmund Andros, resulted for the time being in a radical change in the structure of the colonial organizations in New England. This involved the discontinuance of separate province and colonial governments in Massachusetts, Plymouth, New Hampshire, and several other colonies. In the *Judicial History of Massachusetts* Professor Washburn says, (p. 86) "The president [Dudley] took upon himself the probate jurisdiction as Supreme Ordinary, but to save the trouble of parties attending at Boston he appointed judges of probate and clerks in the remote counties to act in his stead." Continuing in the same volume, the author says, (p. 95) "He [Andros] assumed to be the Supreme Ordinary, and though it became extremely oppressive for all persons having any business of this kind to come to Boston, as by his orders they were compelled to do, and although the fees to be paid by the parties were greatly increased, yet it ought to be acknowledged that he did much to introduce a regular system of forms in the proceedings in probate courts, which before that had been loose and uncertain. He personally attended to the administration of estates exceeding fifty pounds, and the ordinary fee for the probate of a will was fifty shillings." Several orders relating to probate affairs were passed in the brief time of the administration of President Dudley and his Council, occupying only six months, between May and December, 1686. These are reproduced in 1 N. H. Prov. Laws, 92, 142, *passim*, particularly 105, 124, 125.

In the time of the Andros administration, which commenced Dec. 20, 1686, and was terminated by a popular uprising April 18, 1689, the subject of probate affairs was taken up in a formal act of date June 1, 1687, entitled "An Act for probate of wills and granting letters of administration." The full text appears in 1 N. H. Prov. Laws, 206.

The people of Massachusetts have been very generally disposed to regard the Dudley-Andros administration of 1686-89 as a usurpation. The Bay colony, immediately upon the downfall of the Andros government, resumed the government which was in existence at the time of the inauguration of the Dudley administration in May, 1686. The laws by which they had formerly been governed were revived by an express act. This, of course, included the laws relating to wills and probates. (1 N. H. Prov. Laws, 294. See Smith's reports, 503.) The deposition of Andros left New Hampshire without a colonial government. The people were unable to unite upon a government for themselves. Government was relegated to the town organizations. This status continued during a period of about ten months. A union was effected between the towns and people of New Hampshire and those of Massachusetts Bay. This is commonly described as the second union. The exact status of probate jurisdiction in New Hampshire at this time is somewhat problematical. (1 N. H. Prov. Laws, 259-399.)

The period of the second union extended from Feb., 1690, to the time when this relation was terminated by new commissions for a province government in New Hampshire and a new charter for Massachusetts. The probate jurisdiction had reverted in the time of this second union to the counties. Its exercise, according to the records now accessible, was in pursuance of the same rules, methods, and forms as had prevailed in the time of the first union. This statement, of course, applies to New Hampshire as well as to Massachusetts Bay. The promptitude and facility with which both colonies readapted themselves at this time to the laws which they had established, and which were in conformity to their own polity, are significant as to the deep root which the jurisprudence of the time of the first union had taken in the statute law and in legal usages. The first colonial period for both New Hampshire and Massachusetts Bay was concluded at this time by the interposition of a new charter in the one, and under a new commission permanently re-establishing a province for the other. The enactment of colonial statute law was resumed, with results which had

the effect on the whole rather to rehabilitate and confirm the ancient local statute law than to supersede it by important or extensive innovations. (See Oliver's Puritan Comm., 78, 79, 80; Adams's Emancipation of Mass., 197; arg. of Att'y-Gen. cited *supra*, 26 and 46.) It might be expected that probate jurisdiction would be provided for by the erection of a court performing its functions without very much variability from 1692-1775. Allen's commission and instructions, as Usher claimed, invested the Governor or his Lieutenant with power to erect courts and make appointments for them. (1 N. H. Prov. Laws, 505.)

It appears as early as 1693, by the act entitled "An act for the settling and distribution of intestates' estates and such as prove insolvent," that the court of probate was already established. (1 N. H. Prov. Laws, 566.) This fact is again recognized in 1701, in the act entitled "An additional act passed for the settlement of intestates' estates, thereto added insolvents' estates, how to be disposed of," *Id.* 683. In the Laws, ed. of 1716, p. 4, "Act for the settlement and distribution of the estates of intestates," the judge of probate is again referred to as then in the exercise of an apparently settled jurisdiction. In the Laws, ed. of 1771, p. 104, the same act reappears. During this period, that is from 1692-1775, the Governor and Council constituted a supreme court of probate. (3 N. H. Prov. Papers, 683, 717.)

Referring to Usher's letter Jan. 11, 1696-7 (2 N. H. Prov. Papers, 209), it would appear that Story had an appointment from the home government as judge of probate; that Usher desired to have the commission returned, and that he assumed the right to appoint. This would indicate that the Governor was claiming the right to appoint the judge of probate, and that possibly there was an issue of authority on this point between the Lieutenant-Governor and the home government. On p. 207, same volume, it appears that Packer was removed from the office of lieutenant-colonel and judge of probate by John Hinckes, President of the Council, acting as Governor, and the Council. It appears further, same volume, pp. 242-243, that Nathaniel Fryer had been appointed ordi-

nary, inasmuch as Hinckes and his Council were turning the probate records over to him by an executive order. In the absence of anything but fragmentary minutes of the proceedings of the Governor and Council as an executive body it may be difficult to trace, especially in the official probate records and files, the personnel of this court, but there is probably data among the records and files of the probate court by which the judges and registers from 1692 to the revolution may be identified with substantial accuracy.

ALBERT S. BATCHELLOR,
Editor of State Papers.

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Walter, 1667	96
Walter, 1675	169
Aborn, George, Hampton, 1654	25
Adams, Charles, Durham, 1694/5	405
Charles, Durham, 1695	412
Peter, 1672	133
Alcock, Job, Portsmouth, 1712	690
Samuel, Portsmouth, 1704	524
Almary, Robert, Portsmouth, 1711/12	679
Amazeen, John, Newcastle, 1700	467
Ardell, William, Exeter, 1709	641
Atkinson, Joseph, 1678	227
Austin, Joseph, Dover, 1662/3	56
Joseph, 1680	242
Avery, Thomas, 1681	256
Ayers, William, Portsmouth, 1716	791
Babb, Philip, Isles of Shoals, 1671	125
Backway, Benjamin, Newcastle, 1699	445
Baker, John, Portsmouth, 1697	433
John, Portsmouth, 1709	635
Joseph, Isles of Shoals, 1672	138
Banfield, John, Portsmouth, 1707	608
Barefoote, Walter, Newcastle, 1688	322
Batchelder, Alexander, 1660	46
Ann, Portsmouth, 1660	50
Stephen, 1673	141
Beal, Edward, Newcastle, 1706	563

Beard, Joseph, Dover, 1703/4	519
Thomas, Dover, 1678	227
William, 1676	176
Beck, Caleb, Portsmouth, 1694/5	405
Henry, Newcastle, 1686	302
Bennick, Arthur, 1683	263
Berry, ———, 1654	25
William, Rye, 1717	800
Bickford, John, Isles of Shoals, 1662	55
John, Durham, 1685/6	296
John, Newington, 1715	773
Temperance, 1694	391
Thomas, Dover, 1706	569
Binmore, Philip, Dover, 1676	171
Rebecca, 1680	241
Bishop, ———, 1679	234
Blagdon, James, Star Island, 1715/16	785
Blake, Jasper, Hampton, 1673	142
John, Hampton, 1715/16	786
Timothy, Hampton, 1715	777
Boone, John, 1680	242
Boulter, John, Hampton, 1703	509
Nathaniel, Hampton, 1695	406
Nathaniel, Jr., Hampton, 1689	328
Boyes, Richard, 1677/8	206
Brackett, Anthony, 1691	357
Braddock, Robert, 1677	201
Bray, Richard, Exeter, 1666	86
Brewster, John, Portsmouth, 1691	364
Broad, William, Portsmouth, 1665	83
William, 1677/8	209
Bronson, George, 1657	34
Brooking, Godfrey, Isles of Shoals, 1682	258
William, Portsmouth, 1694	403
Broughton, John, Portsmouth, 1706	554

Brown, Henry, Portsmouth, 1696	419
Buckley, Richard, Portsmouth, 1706/7	575
Bullard, Augustine, Portsmouth, 1706	567
Bunker, James, Durham, 1697	432
Joseph, Durham, 1717	806
Burnell, Tobias, 1674/5	160
Burnham, Robert, Durham, 1691	360
Button, William, 1693	387
Canney, Joseph, 1690	339
Thomas, Jr., 1677	186
Carpenter, Lawrence, 1677	184
Cass, ———, Hampton, 1712	682
John, Hampton, 1674	147
Cate, James, Portsmouth, 1677	201
Cator, Edward, 1670/1	124
Edward, Newcastle, 1691	353
Champion, Claude, Isles of Shoals, 1687	317
Chapman, John, Hampton, 1705/6	546
Chase, Abraham, 1676	180
James, Hampton, 1703/4	522
Joseph, Hampton, 1704	526
Thomas, Hampton, 1652	23
Thomas, Hampton, 1712	685
Chesley, George, Durham, 1710	665
Philip, 1695	413
Samuel, Durham, 1708	627
Thomas, Durham, 1697/8	434
Thomas, Durham, 1704	535
Church, John, Jr., Dover, 1711	672
Churchwood, Gregory, 1670/1	123
Clapham, Arthur, 1678	225
Clark, Edward, 1675	167
John, Portsmouth, 1694	391
John, Newcastle, 1700	460

Clark, John, Exeter, 1706	547
Samuel, Portsmouth, 1686	303
Clement, Job, 1682	259
Job, Dover, 1716	793
Clifford, Bridget, Hampton, 1679	234
Cloutman, Edward, Dover, 1717	810
Coffin, Robert, Exeter, 1709	645
Colcord, Edward, Jr., 1677	190
Cole, Isaac, Exeter, 1706/7	579
William, Hampton, 1662	53
Combes, Alexander, Portsmouth, 1707	598
Cotton, John, Hampton, 1710	656
John, Portsmouth, 1714	736
Seaborn, Hampton, 1684	274
Thomas, Portsmouth, 1689/90	326
William, 1678	229
Cowell, Agnes, Portsmouth, 1681	253
Edward, 1677	203
Edward, 1692	370
Cox, Moses, Hampton, 1682	261
Cram, Benjamin, Hampton, 1707/8	618
Jonathan, Hampton, 1703/4	520
Crawford, Mungo, Newcastle, 1712	699
Susan, 1649	17
Cromwell, Philip, Dover, 1708	624
Crowder, John, Portsmouth, 1652	24
Cuddington, Stockdale, Hampton, 1650	20
Cummings, Richard, Portsmouth, 1678	219
Currier, Richard, Isles of Shoals, 1708	631
Cutt, Eleanor, Portsmouth, 1684	282
John, Portsmouth, 1680/1	245
Richard, Portsmouth, 1675	161
Samuel, Portsmouth, 1698	438
Ursula, Portsmouth, 1694	395

Dalton, Philemon, Hampton, 1656	33
Ruth, Hampton, 1665	84
Samuel, Hampton, 1681	257
Timothy, Hampton, 1657/8	36
Timothy, Jr., Hampton, 1662	53
Dam, John, Dover, 1687	316
Daniell, Thomas, Portsmouth, 1683	266
Davis, David, 1699/1700	454
Hopkin, Portsmouth, 1711	670
John, Durham, 1685	290
John, Durham, 1702	493
William, 1697	426
Dearborn, Godfrey, Hampton, 1680	243
Thomas, Hampton, 1710	657
Demashaw, Hector, Isles of Shoals, 1677	186
Dennett, Alexander, 1698	437
John, Portsmouth, 1709/10	653
Joseph, Portsmouth, 1714	748
Derry, John, Durham, 1697	427
Deverson, Thomas, Portsmouth, 1705	542
Dew, John, 1674	152
Dimond, Thomas, Star Island, 1707	593
Doe, Nicholas, 1691	355
Dole, Benjamin, Hampton, 1707	589
Dolloff, Christian, Exeter, 1708	626
Dore, Richard, Portsmouth, 1715/16	783
Dow, Henry, Hampton, 1659	38
Joseph, Hampton, 1703	502
Samuel, Hampton, 1714	734
Simon, Hampton, 1707	601
Downes, Thomas, Dover, 1711	669
Drake, Abraham, Hampton, 1714	728
Robert, Hampton, 1663	58
Drew, Francis, Durham, 1694	401
Francis, Dover, 1717	799

Drew, James, 1674	160
Samuel, 1669	115
Thomas, Durham, 1694	394
William, Durham, 1669	115
Dudley, Samuel, 1682/3	262
Theophilus, Exeter, 1713	706
Durgin, William, Dover, 1702	494
Duston, Thomas, 1678	225
Edmunds, John, 1696	419
Thomas, 1696	419
Elkins, Gershom, Hampton, 1714	732
Henry, Hampton, 1667	95
Henry, Kingston, 1707	608
Ellins, Anthony, 1681	253
Elwell, Joseph, Newcastle, 1701	484
Estow, William, Hampton, 1655	30
Evans, Ebenezer, Portsmouth, 1686	301
Robert, Dover, 1696/7	424
Fabes, Elizabeth, Newcastle, 1711	669
John, Newcastle, 1696	418
Fabyan, George, Portsmouth, 1692/3	381
Fellows, Samuel, Hampton, 1707	599
Samuel, Jr., Kingston, 1715	776
Fernald, Joanna, 1660	44
Thomas, Portsmouth, 1711	671
Ferryman, William, 1700	468
Field, Darby, 1651	23
Joseph, Dover, 1690	338
Fifield, Benjamin, Hampton, 1706	560
William, Hampton, 1714/15	753
Fletcher, John, Portsmouth, 1695	410
Fogg, Samuel, Hampton, 1671/2	129
Foggett, Philip, 1664	78
Follett, Nicholas, Portsmouth, 1700	461

Follett, William, Durham, 1690	339
Folsom, Ephraim, Exeter, 1709	646
John, Exeter, 1692/3	380
John, Exeter, 1715	780
Samuel, Exeter, 1701/2	493
Footman, Thomas, 1667	105
Foss, John, Dover, 1699	450
Frost, John, Star Island, 1713	710
Fryer, Joshua, Newcastle, 1703	507
Nathaniel, Newcastle, 1704/5	537
Fuller, Giles, Hampton, 1673	142
William, Hampton, 1690/1	351
Furber, Jethro, Portsmouth, 1686	304
Jethro, Newington, 1715/16	785
Joshua, Portsmouth, 1708	622
William, Dover, 1699	451
William, Dover, 1707	604
Gale, John, Portsmouth, 1687	319
Garland, John, Hampton, 1671	127
George, James, Portsmouth, 1716	795
Gerrish, John, Dover, 1706	554
Richard, Portsmouth, 1717	808
Gibbons, Ambrose, Durham, 1656	32
Giles, Matthew, Durham, 1667	101
Gilman, Daniel, Exeter, 1683/4	269
Edward, Exeter, 1655	29
Edward, Exeter, 1690	335
John, Exeter, 1700	462
Moses, Exeter, 1701/2	489
Stephen, Kingston, 1712	689
Goddard, John, 1667	100
John, 1672	137
Godfrey, Isaac, Hampton, 1710	663
John, Hampton, 1697	426
William, Hampton, 1667	108

Goodwin, Robert, 1677/8	208
Gordon, Alexander, Exeter, 1697	430
James, Exeter, 1714	744
Gore, William, 1686	308
Goss, James, 1688	320
Gove, Edward, Hampton, 1712	680
Graffam, Samuel, Portsmouth, 1715	777
Graffort, Bridget, Portsmouth, 1701	473
Green, Edmund, 1668	109
Henry, Hampton, 1700	465
Isaac, Hampton, 1712/13	703
Gresham, Noah, 1677/8	206
Griffith, Caleb, Portsmouth, 1710	662
Grout, Gabriel, Portsmouth, 1707	600
Grubb, Gabriel, 1677/8	208
Hall, John, Greenland, 1677	195
John, Dover, 1700	459
Joseph, Greenland, 1685	293
Ralph, Dover, 1706/7	583
Samuel, 1690	336
Hallwell, Henry, Durham, 1663	60
Ham, William, Portsmouth, 1672	140
William, Portsmouth, 1693	388
Hanson, Isaac, 1683	265
Thomas, 1666.	85
Thomas, Dover, 1710	659
Harford, William, Dover, 1717	800
Harris, John, Portsmouth, 1710	667
Thomas, England, 1667	98
Harrison, Nicholas, Dover, 1707/8	620
Hart, John, Portsmouth, 1664/5	81
Harvey, Joachim, 1678	226
Onesiphorous, Isles of Shoals, 1672	137
Richard, 1678	216

Haskins, William, 1712	682
Hatch, John, Portsmouth, 1701	481
Hatherly, Henry, 1676	180
Hayward, Hugh, Bristol, Eng., 1713/14	720
Heard, James, Kittery, Me., 1677	188
John, Kittery, Me., 1677	188
John, Dover, 1687	312
John, Dover, 1707	588
John, Dover, 1716/17	797
Samuel, Dover, 1697	431
Hearle, William, Portsmouth, 1689	327
Herbert, Sylvester, Newcastle, 1683	265
Hill, Richard, 1677/8	206
Valentine, 1662	55
Hilliard, Benjamin, Hampton, 1677	199
Emmanuel, Hampton, 1657	35
Timothy, Hampton, 1712	682
Hilton, Catherine, Exeter, 1676	172
Edward, 1670/1	124
Edward, Exeter, 1699	443
William, Exeter, 1690	344
William, 1700	470
Winthrop, Exeter, 1710	668
Hinger, Marker, 1660	46
Hinkson, Thomas, Portsmouth, 1664	75
Hobbs, Henry, Dover, 1698	437
James, 1680	242
Morris, Hampton, 1706	559
Hobby, Sir Charles, Boston, Mass., 1716/17	798
Hockaday, Nathaniel, Isles of Shoals, 1664	78
Hoddy, John, Portsmouth, 1684	280
Holdridge, Isabel, Exeter, 1689	328
Holland, Edward, Star Island, 1684	286
Roger, 1677/8	207

Horne, John, Dover, 1710	659
William, Dover, 1691/2	365
Hoskins, William, Newcastle, 1713	710
Howard, James, Portsmouth, 1708	628
Howell, Abraham, Portsmouth, 1699	451
Hudson, John, Newington, 1717	803
Huggins, John, Hampton, 1670	118
Robert, Dover, 1705	545
Hull, Dodavah, 1682	258
Dodavah, Portsmouth, 1716	796
Reuben, Portsmouth, 1689	331
Hunking, Hercules, Star Island, 1659	40
John, Portsmouth, 1681	254
Mark, Portsmouth, 1667	102
Hunkitt, John, Hampton, 1670/1	125
Huntress, George, Newington, 1715	765
Hussey, Christopher, 1684/5	287
Jackson, Clement, Portsmouth, 1708	621
John, Portsmouth, 1660	46
John, Portsmouth, 1690/1	346
Nathaniel, Portsmouth, 1715	769
Thomas, 1691	353
Walter, Durham, 1697/8	436
William, Portsmouth, 1672	136
Jaffrey, George, Portsmouth, 1706/7	581
James, Thomas, 1671	126
Jenkins, Henry, 1670	120
Stephen, Durham, 1694	394
Jenness, Francis, Hampton, 1714	738
Joce, Christopher, Portsmouth, 1676	177
Jane, Portsmouth, 1689	330
John, Portsmouth, 1694	392
Richard, Portsmouth, 1707/8	613
Johns, Catherine, 1660	46

Johnson, Edmund, Hampton, 1650	20
James, Newcastle, 1678	213
Peter, Hampton, 1674	157
Thomas, Durham, 1661	51
Jones, Francis, Portsmouth, 1713	712
George, Exeter, 1694/5	406
James, 1686	302
John, Portsmouth, 1667	107
John, Dover, 1706	553
Thomas, Newcastle, 1712/13	702
Jordan, Robert, Newcastle, 1678/9	231
Keais, Samuel, Portsmouth, 1716	796
Kelly, Abraham or Andrew, Newcastle, 1709	635
Kendrick, Joshua, 1662	56
Kennard, Edward, Portsmouth, 1712	700
Kenniston, John, 1677	191
Kent, Oliver, Durham, 1670	120
Kimming, John, Exeter, 1708	625
King, Richard, Portsmouth, 1653	25
Thomas, Exeter, 1666/7	93
William, Isles of Shoals, 1664	75
Knight, John, Dover, 1694	397
Knowles, John, Hampton, 1693/4	390
Ladbrook, Thomas, Portsmouth, 1684	285
Lang, Robert, 1715/16	785
Langdon, Tobias, Portsmouth, 1664	81
Larriford, John, 1672	133
Lavers, George, Portsmouth, 1683/4	268
Lawrence, David, Exeter, 1709/10	649
Leach, James, Portsmouth, 1696/7	423
Leader, Richard, 1668	110
Lear, Tobias, 1677/8	204
Leavitt, Hezron, Hampton, 1702/3	499
Isabel, Hampton, 1698/9	449

Leavitt, Nehemiah, Exeter, 1715	.	.	.	.	.	763
Samuel, Exeter, 1707	.	.	.	.	.	594
Thomas, Hampton, 1692	.	.	.	.	.	370
Leggett, John, 1665	.	.	.	.	.	83
Leighton, John, Dover, 1712	.	.	.	.	.	693
Thomas, Dover, 1671	.	.	.	.	.	126
Thomas, 1677	.	.	.	.	.	200
Lemon, William, 1660	.	.	.	.	.	45
Lewis, John, Newcastle, 1700/1	.	.	.	.	.	472
Philip, Greenland, 1700	.	.	.	.	.	468
Libby, James, 1678	.	.	.	.	.	227
Light, Henry, 1677/8	.	.	.	.	.	207
John, 1685/6	.	.	.	.	.	300
Lines, John, Isles of Shoals, 1674	.	.	.	.	.	153
Lissen, Nicholas, Exeter, 1714	.	.	.	.	.	749
Lloyd, Allen, Portsmouth, 1672	.	.	.	.	.	137
Allen, Portsmouth, 1701/2	.	.	.	.	.	492
Edward, 1663	.	.	.	.	.	60
Locke, John, Hampton, 1706/7	.	.	.	.	.	584
Lovering, John, Dover, 1668	.	.	.	.	.	110
Lowe, John, Portsmouth, 1713	.	.	.	.	.	709
Ludecas, Mrs., Dover, 1664	.	.	.	.	.	75
Lux, Audrey, Portsmouth, 1688	.	.	.	.	.	321
William, Newcastle, 1684	.	.	.	.	.	280
Mann, Michael, Portsmouth, 1687	.	.	.	.	.	318
Mansfield, Henry, 1678	.	.	.	.	.	227
Manson, Richard, Portsmouth, 1702	.	.	.	.	.	495
Robert, Isles of Shoals, 1677	.	.	.	.	.	185
Marden, John, 1698	.	.	.	.	.	440
Rachel, 1706/7	.	.	.	.	.	580
Marsh, Henry, Durham, 1715	.	.	.	.	.	768
Marshall, Robert, 1663	.	.	.	.	.	60
Marston, James, Hampton, 1705	.	.	.	.	.	540
John, Hampton, 1699/1700	.	.	.	.	.	457

Marston, Thomas, Hampton, 1690	337
William, Hampton, 1672	141
William, Hampton, 1701	485
Martin, John, 1664	72
Martyn, Matthew, 1677	182
Richard, Portsmouth, 1692/3	376
Richard, Jr., 1691	353
Mason, Elizabeth, Hampton, 1697	429
John, London, Eng., 1635	I
Robert Tufton, Portsmouth, 1692	372
Matthews, Benjamin, Durham, 1710/11	669
Francis, Durham, 1704	533
Isaac, Portsmouth, 1716	790
Walter, 1678	211
Maud, Daniel, 1654/5	27
Maverick, Antipas, Exeter, 1678	226
Meader, Nathaniel, Durham, 1705	539
Melcher, Edward, Portsmouth, 1695	409
Mills, Ann, Portsmouth, 1716	788
Richard, Portsmouth, 1715	782
Mingy, Jeffrey, Hampton, 1658	37
Moody, Joshua, Portsmouth, 1693	384
Moore, John, Jr., 1677	184
William, Exeter, 1700	471
Morgan, William, Exeter, 1712	701
Morrill, Nicholas, Portsmouth, 1697	434
Morris, Thomas, 1701	487
Moses, Aaron, Portsmouth, 1713	716
Moulton, Daniel, 1671	125
Henry, Hampton, 1701	483
John, Hampton, 1649/50	18
John, Hampton, 1706/7	585
William, Hampton, 1663/4	66
Mussell, Robert, 1663/4	61

Nelson, Matthew, Portsmouth, 1713	.	.	.	.	707
Nichols, James, 1651	.	.	.	.	23
Nock, Henry, Dover, 1713	.	.	.	.	708
Silvanus, Dover, 1716	.	.	.	.	788
Thomas, 1667	.	.	.	.	100
Thomas, Dover, 1676/7	.	.	.	.	180
Nute, James, Jr., Dover, 1691	.	.	.	.	361
Nutter, Hatevil, Dover, 1674	.	.	.	.	157
Odiorne, John, Newcastle, 1706/7	.	.	.	.	578
Philip, Isles of Shoals, 1703	.	.	.	.	513
O'Shaw, Daniel, Newcastle, 1715	.	.	.	.	764
James, Newcastle, 1716	.	.	.	.	790
Otis, Nicholas, Dover, 1697	.	.	.	.	427
Richard, Dover, 1704	.	.	.	.	536
Richard, Jr., Dover, 1701	.	.	.	.	488
Owen, John, Portsmouth, 1704	.	.	.	.	524
Page, Francis, Hampton, 1706	.	.	.	.	571
Robert, Hampton, 1679	.	.	.	.	236
Stephen, Hampton, 1713/14	.	.	.	.	718
Thomas, Hampton, 1686	.	.	.	.	305
Paine, John, Boston, Mass., 1693/4	.	.	.	.	389
Thomas, Newcastle, 1694	.	.	.	.	396
Palmer, ———, 1661	.	.	.	.	53
Christopher, Hampton, 1706/7	.	.	.	.	582
William, 1685	.	.	.	.	292
Parker, Noah, Portsmouth, 1708	.	.	.	.	627
Samuel, 1656	.	.	.	.	32
Partridge, John, Jr., Portsmouth, 1698	.	.	.	.	437
Nehemiah, 1690/1	.	.	.	.	348
Pearl, Nicholas, Dover, 1706	.	.	.	.	558
Pease, Samuel, Exeter, 1706	.	.	.	.	570
Pendleton, Bryan, Portsmouth, 1677	.	.	.	.	191
Penny, Henry, Portsmouth, 1708/9	.	.	.	.	634

Pepperell, Andrew, Newcastle, 1713/14	724
Perkins, Abraham, Hampton, 1683	263
Abraham, 1715	776
Abraham, Jr., 1677	187
Humphrey, Hampton, 1712	691
Jonathan, Hampton, 1688/9	326
Perryman, Edward, 1677/8	207
Peverly, Thomas, Portsmouth, 1670	115
Philbrick, James, Hampton, 1676	171
Thomas, Hampton, 1663/4	71
Thomas, Kingston, 1712	688
Timothy, Kingston, 1713/14	722
Phillips, Israel, 1678	226
John, 1641/2	13
Pickering, John, Portsmouth, 1668	111
John, Jr., 1714/15	755
Pierce, John, Dover, 1676	175
Pike, John, Dover, 1709/10	651
Joshua, Portsmouth, 1716/17	799
Nathaniel, Portsmouth, 1714	731
Pitman, Ezekiel, Dover, 1706/7	575
William, Durham, 1682	260
William, Portsmouth, 1693	382
Plaisted, Ichabod, Berwick, Me., 1715	759
Elisha, Portsmouth, 1690	337
John, 1707/8	617
Plimpton, Henry, 1652	24
Polly, Edward, 1715	769
Pomeroy, Joseph, 1674	152
Thomas, Portsmouth, 1714	731
Pottle, Christopher, Hampton, 1709	647
Quick, Nathan, 1677/8	208
Rackley, William, Portsmouth, 1699	442
Ralph, Clement, Durham, 1667	97

Rand, Francis, 1689	333
John, 1694/5	405
John, Durham, 1698	438
Remembrance, 1694/5	405
Samuel, Newcastle, 1706/7	581
Randall, Jacob, 1702	495
Peter, Portsmouth, 1697/8	436
Read, Robert, Hampton, 1664	73
Reyner, John, Dover, 1669	112
John, 1677	200
Rice, Henry, Dover, 1711	673
Richards, Mary, Portsmouth, 1702/3	499
William, Portsmouth, 1694	404
Rider, Phineas, Newcastle, 1681	253
Roberts, Thomas, Dover, 1673	145
William, Dover, 1676	170
Robinson, James, Newcastle, 1710	657
John, Exeter, 1675	169
Roby, Henry, Hampton, 1686/7	308
Samuel, Hampton, 1717	804
Rollins, James, Dover, 1685	293
James, Portsmouth, 1700	468
Samuel, Portsmouth, 1694	402
Thomas, Exeter, 1706	564
Rose, Roger, Portsmouth, 1705	543
Rouse, Thomas, Portsmouth, 1712/13	705
Rowe, Richard, Dover, 1703	510
Royall, Teague, 1677	186
Rutherford, Robert, Portsmouth, 1715	769
Rymes, Samuel, Portsmouth, 1711/12	675
Sadler, Anthony, 1650	20
Sampson, Andrew, Portsmouth, 1708	621
Sanborn, John, Hampton, 1692	374
William, Hampton, 1692	374

Savage, Elizabeth, Portsmouth, 1708	632
Scribner, John, Dover, 1674	156
Seeley, John, 1670	120
Severett, Joanna, Portsmouth, 1690/1	345
Philip, Portsmouth, 1689	328
Seward, ———, 1681	257
John, Portsmouth, 1705	546
Richard, 1662/3	57
Richard, Portsmouth, 1667	103
Sewall, Edward, Exeter, 1684	285
Edward, Exeter, 1712	698
Thomas, Exeter, 1712	692
Shaw, Benjamin, Hampton, 1717	810
Caleb, 1715	772
Roger, Hampton, 1660	47
Sherburne, Ambrose, 1676	175
Henry, 1681	252
John, Portsmouth, 1690	341
John, Portsmouth, 1691	362
Samuel, 1691	362
Shipway, John, Portsmouth, 1683	266
John, Portsmouth, 1690	342
Shortridge, Richard, Portsmouth, 1712	701
Simonds, Thomas, 1674	151
Sinclair, John, Exeter, 1699/1700	454
Sleeper, Moses, 1680	242
Sloper, Richard, Portsmouth, 1711	671
Smart, Robert, Exeter, 1703	508
Smith, Israel, Hampton, 1706	551
James, Durham, 1714	728
John, Hampton, 1709	636
Joseph, Hampton, 1712	694
Nicholas, Exeter, 1673	146
Nicholas, Exeter, 1715/16	782
Robert, Hampton, 1699/1700	457

Snell, Agnes, 1681	.	.	.	.	.	.	257
George, Portsmouth, 1706	.	.	.	.	.	.	551
Richard, Boston, Mass., 1691	.	.	.	.	.	.	358
Stanyan, Anthony, Hampton, 1688/9	.	.	.	.	.	.	326
Start, Thomas, 1674	.	.	.	.	.	.	160
Steele, Francis, Exeter, 1717	.	.	.	.	.	.	807
Stevens, Caleb, 1675	.	.	.	.	.	.	168
Nathaniel, Exeter, 1708	.	.	.	.	.	.	633
Stevenson, Joseph, Durham, 1694	.	.	.	.	.	.	396
Thomas, Durham, 1664	.	.	.	.	.	.	78
Thomas, Durham, 1694	.	.	.	.	.	.	395
Stileman, Elias, Newcastle, 1695	.	.	.	.	.	.	414
Lucy, Newcastle, 1699/1700	.	.	.	.	.	.	452
Richard, 1679	.	.	.	.	.	.	234
Richard, 1691	.	.	.	.	.	.	353
Stockbridge, John, Hampton, 1715	.	.	.	.	.	.	779
Story, Charles, 1714/15	.	.	.	.	.	.	754
William, 1661	.	.	.	.	.	.	52
Swaine, Francis, 1665	.	.	.	.	.	.	83
Hezekiah, Hampton, 1670	.	.	.	.	.	.	117
John, Newcastle, 1699	.	.	.	.	.	.	443
Mary, Newcastle, 1704	.	.	.	.	.	.	535
William, 1692	.	.	.	.	.	.	366
William, Jr., Hampton, 1657	.	.	.	.	.	.	35
Swett, Benjamin, Hampton, 1677	.	.	.	.	.	.	199
Tanner, John, Portsmouth, 1669	.	.	.	.	.	.	112
Taprill, Abisha, 1678/9	.	.	.	.	.	.	230
Tarleton, Ruth, Newcastle, 1707/8	.	.	.	.	.	.	611
Tasker, Mary, Durham, 1699/1700	.	.	.	.	.	.	455
William, Dover, 1699/1700	.	.	.	.	.	.	456
Taskett, Samuel, Durham, 1704	.	.	.	.	.	.	534
Taylor, Henry, 1649	.	.	.	.	.	.	18
William, 1677/8	.	.	.	.	.	.	204
Thing, Jonathan, 1674	.	.	.	.	.	.	155
Jonathan, Exeter, 1695	.	.	.	.	.	.	407

Thorner, Henry, Wapping, Eng., 1657	35
Tibbetts, Henry, 1683	267
Jeremiah, Dover, 1677	182
Tomlin, Richard, Portsmouth, 1708/9	634
Towle, Joshua, Hampton, 1714	746
Philip, Hampton, 1696	421
Philip, Hampton, 1709	640
Trickey, Ephraim, Dover, 1701	482
Isaac, Dover, 1712	690
Joseph, Dover, 1713	713
Thomas, 1675	169
Trueworthy, ———, 1673	142
Tuck, Edward, Hampton, 1653	25
Robert, 1664	79
Tucker, John, Star Island, 1670	121
Philip, Portsmouth, 1695	409
Richard, 1679	241
Richard, Newcastle, 1694	392
Tuckerman, Otho, Portsmouth, 1664	74
Turpin, Thomas, 1650	20
Tuttle, John, Dover, 1663	60
John, Dover, 1717	814
Twombly, Ralph, 1684/5	286
Tyng, Edward, Boston, Mass., 1677	193
Urin, William, Star Island, 1664	73
Varney, Humphrey, Dover, 1713	714
John, Dover, 1713/14	717
Vittery, Peter, London, Eng., 1682	258
Wakeham, John, 1691/2	366
Thomas, Portsmouth, 1698	441
Waldron, Alexander, Newcastle, 1676	174
Isaac, Boston, Mass., 1686	302
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NEW HAMPSHIRE WILLS

JOHN MASON

1635

LONDON ENG.

In the Name of God Amen, I Cap^t John Mason of London Esq^r being Sick in body but of perfect mind & memory, laud & praise be therefore given to Almighty God, doe make & declare this my present last Will & Testament in Manner & forme following (that is to Say) first and principally I commend my Soul into the hands of Almighty God my Maker hoping & Assuredly beleiveing y^t by & through the Meritts of the most pretious death & passion of my Lord and Saviour Jesus Christ I shall be Saved and have full & free pardon & remission of all my Sins and Enjoy Everlasting life, in the Kingdom of heaven Amongst the Elect Children of God, My body I committ to y^e Earth from whence it came to be buried in the Collegiate Church of S^t Peter in Westmin^r without Any ffunerall Pompe, or Ceremonie. And as concerneing all & Singuler the Goods Chattells Debts & personall Estate, which it hath pleased God of his Goodness to bless me withall in this life after my Debts shall be paid & my ffunerall Charges discharged I give devise & bequeath the Same unto Such person & persons, in Such manner & forme & Under Such provisoes Conditions and Limitations as are hereafter Expressed (that is to say)

Imprimus I Give and bequeath Unto five poor people of the Town or parish of Portsmouth in the County of Southampton the sume of five pounds to be distributed According to the discretions of the Church warden of the said Town or p^rsh for the time being, and to be paid by my Executrix Unto y^e said Church warden of the s^d Town or p^rish within one Year Next after my Decease the S^d Churchwardens, within One Year Next after the receipt of y^e said legacie given unto My Executrix an honest and Just Account, of the distribuc[']on of the s^d legacie, to y^e use of the s^d poor people.

Item I give unto my Sister Dorothy Moor in Case she shall be in want for & dureing the terme of her Naturall Life The Yearly Summe of Tenn pounds of Lawfull mony of England to be paid unto her or her Assignes at the two Usuall ffeasts or halfe Yearely paym^{ts} in the Year by Even and Equall porc'ons. And I give unto every of the Children of my said Sister Dorothy Moor, Six pounds apeece of Lawfull mony of England.

Item I give unto Beatrice Baldwin the summe of ffive pounds.

Item I give & bequeath unto my Brother in Law M^r Joshua Green & his wife, M^r Edward Lambert & his wife, M^r Henry Burton and his Wife, M^r John Woolaston & his wife, & to my Loveing Cosins Doctor Mason of Greenwich and his wife and Mother, To my Cosins m^r Thomas Geere and his wife, To my Cosin Thomas Mason Gentleman, and to my Cosins M^r Thomas Gipps & his Wife to every of them fifty Shillings a peece to make them Rings to weare in Remembrance of me.

All the rest & residue of all & Singuler my goods & Chattells and ready Money debts and personall Estate whatsoever & where-soever, after my Debts shall be paid, and my Legacies & ffunerall Charges shall be discharged, I will that my Wife shall have the use thereof and of Every part thereof And shall receive have & Enjoy to her Owne proper use all the encrease, profit & benefitt that shall be made thereof, by for and dureing the terme of her Naturall life. And from and Imediately after the decease of my said wife, then I give devise and bequeath the S^d rest and residue of all and Singuler my Goods Chattells ready Mony Debts & personall Estate whatsoever Unto my ffour Grand Children John Tufton Ann Tufton Robert Tufton and Mary Tufton to be Equally divided Amongst them part and part like and to be paid to the men Children at their severall Ages of One and Twenty Years; And to the women Children at their Ages of One and twenty Years; or dayes of Marriage which shall first happen, & if any of them dye in their Minoritye then the part or porc'on of him or them soe dying shall be parted & divided Unto and Amongst the Survivour or Survivors of my s^d four Grand-Children respectively

And my Will and minde is, and I doe hereby devise and Appoint, that in case my said Wife Ann Mason shall dye & depart this mortall life before all my Said four Grand-Children shall be capable to receive have hold and Enjoy the Severall legacies and bequests before in this my Will given & bequeathed unto them and to hold and Enjoy the Lands and Tenem^{ts} hereafter in this my Will by me Given and bequeathed unto them or to them & their heirs respectively y^t yⁿ and in such case my Loveing Brother in Law John Woollaston shall receive the parts & portions of such of my s^d four Grand Children as shall be then in their Minoritye, and take possession of such Land; as I shall in this my will give, devise & bequeath Unto them, and shall Imploy y^e same for y^e benefitt & Maintainance of my s^d Grand Children; & shall pay the same to them respectively as they shall attaine to their Ages of One & Twenty Years or dayes of Marriage as aforesaid. And I doe hereby make & Ordaine y^e said John Wollaston after the decease of my said Wife Sole Guardian of and for my said Grand Children or Such of them as shall be in their Minoritie at the time of the decease of my Said Wife and in Case my s^d wife, and my s^d Brother in Law John Wollaston; shall both dye and depart this Mortall Life before my said Grand Children shall be capable to have & receive their portions as aforesaid; and to enjoy such Land as hereafter in this my will is by me given and bequeathed unto them respectively then I leave the Education and bringing up of such my said Grand Children; as shall be in their Minoritie, and the receiveing haveing and possessing of such Lands Tenem^{ts} legacies and bequests as I have and shall give them by this my will unto such person or persons as my said Brother in Law John Wollaston shall in his life time Nominate & appoint for that purpose & to no other person or persons whatsoever.—And I doe hereby Charge my said Grand Children and Every of them to make Choice of and accept of my said Brother in Law & such person or persons as he shall Appoint & none other whatsoever to be Executrix Guardian & Guardians for them, after the decease of my said Wife, And I doe hereby

make name and Ordaine my said Loveing wife Ann Mason the full and Sole Executrix of this my last will & Testament desireing her to performe the same in all things According to my true Intent and Meaning. And I doe hereby Constitute & Appoint my said Loveing Brother in Law John Wollaston the Overseer of this my Last will and Testament Entreating him to be aiding & assisting Unto my S^d Executrix in the Execution thereof & In token of thankfulness for his love to me, I doe hereby Give & bequeath unto him my Coach & two Coach Horses with the ffurniture thereto belonging.

Now as conserneing y^e Disposition of all & Singular my Mannors, Messuages, Lands, Tenements & hereditam^{ts} with their and Every of their Rights Members & Appurtenances; as well within the Realme of England as Else where I give devise & bequeath the same and Every of them to Such person & persons upon Such Trusts and Confidence to such uses & intents & purposes, & under Such provisoes, Conditions & Limittac'ons as are hereafter Expressed. (That is to say) first I Give devise & bequeath unto the Mayor and Comonallity and Corporation of The Town of Kingslyn in the County of Norfolk where I was borne by what name title or Addition soever, the s^d Towne or Corporation is have been or shall be Called Known or incorpretted and to their successors for Ever Under the provisoe or Condition Nevertheless here after expressed, Two thousand Acres of Land in my County of New hampshire Or Mason hall in New England which by my Executrix & Overseers aforesaid shall be thought most fitt, And the Reverc'on & Reverc'ons remainder & remainders of the same two thousand acres of Land and Every part thereof to have & to hold the same and Every part thereof unto the said Mayor and Comonallity & Corporation of the said Town of Kingslyn And their Successors for Ever for & under the Yearly Rent of One penny of Lawfull mony of England to be paid to my heirs if it shall be demanded, And alsoe Allowing unto my heirs for ever two f fifth parts of all such Mynes Royall as shall be at any time after my decease found in & upon the same Land or any part

thereof Provided allwayes & my will & minde is, And I doe hereby devise & appointe that the said Mayor and Comonallity their successers or Assignes, Shall within ffive Years next after my Decease plant & sett upon the said thousand Acres of Land ffive ffamillies of people at least to plant upon y^e same, & that the Cleare Yearly profit that shall be made of & upon the s^d Two Thousand Acres of Land shall be Yearly for Ever Distributed & Disposed of towards the Maintainance & Releife of the poor people of y^e s^d Towne at the discretion of the Mayor & Aldermen or the Cheifest Govern^r of y^e said Town for the time being. And I will that my said wife Ann Mason shall at y^e request Cost & Charges in y^e Law, of y^e said Mayor & Cominalitye their Successers or Assignes Lawfully & sufficiently convey Release & Assure unto the said Mayor & Comonality & their Successers for Ever all her Right Estate Dower Title of Dower and Interest of and in y^e said two Thousand Acres of Land, and that by Such lawfull wayes & Means, as by the s^d Mayor and Comonalitie or their successors or by their Councill learned in the Law shall be reasonably devised or advised and required.

Item I give Devise & bequeath unto my Loveing Brother in Law John Wollaston & to his heirs & Assignes for Ever to be holden of my heirs in fee farme Three Thousand Acres of Land with y^e App^{rs} in my County of New-hampshire; or Mannor of Mason Hall afforsaid where my said Brother & Executrix shall think fitt, and the Reversion and Reversions Remainder and Remainders Rents and Yearly profitts whasoever of y^e same Three Thousand Acres of land and Every or any part thereof, to have & to hold y^e Same, and Every part thereof unto the said John Wollaston his heirs & Assignes for ever to be holden of my heirs for ever in fee farme paying only twelvenpence of Lawfull mony of England ꝥ Annu- to my heirs when the same shall be demanded of y^e said John Wollaston his heirs or Assignes, and alsoe allowing to my heirs two ffifth parts of all my Mynes Royall; as shall be at any time after my decease found in & upon my said land or any part thereof & I will that my said Wife Ann

Mason shall at the request Cost & Charges in the Law of y^e s^d John Wollaston his heirs or Assignes in due forme of Law convey release & Assure unto the s^d John Wollaston his heirs & Assignes all her Right Title, Dower, intrest Claime & demand, of in & unto the said Three Thousand Acres of land, with ye App^{rs} and of in & unto Every or any part thereof by such Conveyance, wayes, & means as by y^e s^d John Wollaston & his heirs or Assignes or his or their Councell Learned in the Law shall be reasonably devised or advised and required.

I Give devise & bequeath unto my Grand Child Ann Tufton and to her heirs and Assignes for Ever under the provisoes and Conditions Nevertheless hereafter Expressed, all those my lands Tenements and hereditaments with the App^{rs} lying & being at Capeham of Wagen; upon the south East side of Sagadahock In New England aforesaid called Masona; & Containing by Estimac'on tenn Thousand Acres or thereabouts be the same more or less, and the reversion & reversions, Remainder & Remainders Rents and Yearly and other profits whatsoever of y^e same Land and p^rmisses, To have & to hold y^e said Lands & p^rmisses and Every part thereof with the App^{rs} unto y^e said Ann Tufton my Grand Child & to her heirs and Assignes forever Provided alwayes & my will minde and meaning is, And I doe hereby devise & appoint y^t my wife shall hold & Enjoy y^e said Tenn Thousand Acres of Land & Every part thereof and receive take & enjoye to her Own proper use & behoofe all the rents Issues and profitts of the same & Every part thereof untill my said Grand Child Ann Tufton shall attaine to the Age of One & Twenty Years, or day of Marriage which shall first happen if my said wife shall soe long live.

Item I give & devise & bequeath, unto my Grand Child Robert Tufton; and to his heirs & Assignes for Ever under y^e provisoes & Conditions nevertheless hereafter Expressed, all that my Manor of Mason Hall in New England afores^d with all the Lands Tenements & hereditaments Rights Members and App^{rs} thereto belonging Except such part of y^e Land thereunto belonging as is

before bequeathed by this my will & the Reverssion and Reverssions Remaind^r & Remaind^rs Rents & Yearly and Otther profitts whatsoever of the same p^rmisses. To have & to hold y^e same and every part thereof Except before Excepted, Unto my s^d Grand Child Robert Tufton & to his heirs & Assignes for Ever, Provided allways and upon Condition Nevertheless and my true Intent & meaneing is that the said Ann my Wife shall have & Enjoye the said Mannor and p^rmisses Given to my s^d Grand Child Robert Tufton as aforesaid and receive take and enjoye to her owne proper use the Rents Issues & profitts thereof untill my said Grand Child Robert Tufton shall Attaine to & Accomplish his full Age of One & Twenty Years, (if my said wife shall soe long live) Provided alsoe & my fflurther will minde & meaneing is & I doe hereby devise & Appoint y^t my s^d Grand Child Rob^t Tufton shall alter his Sir Name & Sir Name himselfe Mason; before he shall be Capable to Enjoye the s^d Mannor and p^rmisses According to this my Will for y^t my true intent and meaning is that the s^d mann^r & p^rmisses shall Continue in my name as now it doth & no Otherwise.

Item I give devise & bequeath unto my s^d Brother in Law John Wollaston his heirs & Assignes for Ever upon the Trusts & Confidences, and to the uses intents and purposes Nevertheless hereafter Expressed Two Thousand Acres of Land, in my County of New-hampshire in New England aforesaid where my said Brother & Executrix afores^d shall think fitt upon trust & Confidence, & to the use intent and purpose, that my said Brother John Wollaston or his heirs, And my said wife Ann Mason shall with all speed convenient after my decease at y^e Charges of my Estate In due forme of Law, Settle & Convey One Thousand Acres of y^e said Land to some ffeoffees in trust & to their heirs for Ever, for & towards y^e Maintainance of an honnest Godly & Religious Preacher of Gods word in some Church or Chapple or other publick place y^t shall be Appointed for devine Worshipp & Service within the said County of New hampshire, where my s^d wife and Brother shall think fitt, the said ffeoffees & their heirs; paying & allowing unto

my heirs for Ever the Yearly rent of One penny if it be demanded, and two fifts parts of all such Mynes Royall as shall be found in & upon the said one Thousand Acres of Land or any part there of & One Thousand Acres more residue of y^e said two Thousand Acres of Land I will shall be Settled or Conveyed as aforesaid to some ffeoffees in trust & to their heirs for Ever for & towards the Maintainance of a free Grammer school for the Education of Youth in some Convenient place within y^e said County of New-hampshire where my said wife & Brother in Law shall think fitt; they alsoe paying & allowing unto my heirs for Ever the Yearly Rent of One penny if it be dema'd & two fifth parts of all such Mynes Royall as shall be found in & upon the said One Thousand Acres of Land or any part thereof.

all the Rest & residue of all & Singular my Mannors Messuages, Lands Tenem^{ts} & hereditaments with their & Every of their App^{rs} lying and being within y^e said County of Newhampshire or Elsewhere in New England afors^d, not before bequeathed by this my will; I Give devise & bequeath y^e same & Every part thereof and the Revert'on and Revert'ons Remainder & Remainders thereof and of Every part thereof under the provisoes and Conditions Nevertheless hereafter Expressed unto my Grand Child John Tufton, And to the heirs of his body Lawfully to be begotten & for want of such Issue to the said Robert Tufton or my Grand Child, & to the heirs of his body Lawfully begotten, & for want of such Issue to my Cosin Doctor Robert Mason Chancellor of the Diocess of Winchester, & to the heirs male of his body Lawfully begotten or to be begotten & for want of such Issue to my Right heirs & Assignes for Ever Provided allwayes Nevertheless and my will minde & meaning is that my said wife Ann Mason shall have hold & Enjoye; y^e said Mann^{ts} Messuages lands and p^mises by me given unto my said Grand Child John Tufton as aforesaid and receive y^e rents Issues and profitts thereof & of Every part thereof to her Owne proper use and behoofe untill my said Grand Child John Tufton shall Attaine to and Accomplish his full Age of One & Twenty Years if y^e said Ann my wife shall soe

long live. provided alsoe, & my further will minde & meaning is & I doe hereby devise & Appoint, that my said Grand Child John Tufton, shall alter his Sir Name, and shall name himself Mason, before he shall be Capable to enjoye y^e said Mannors Lands & p^rmisses or any part thereof According to my bequest for that my true intent & meaning is that the said Lands shall not descend from the name of Mason but that my said Grand Child & his heirs shall Enjoy the same Land & p^rmisses in my Owne S^r Name & not otherwise, Provided allso & my will & minde is, and I doe hereby devise & appoint that my s^d Grand Child John Tufton or his heirs shall well & truly pay or Cause to be paid unto my Grand Child Mary Tufton his Sister out of y^e Mannors Messuages Lands & Tenem^{ts} by me bequeathed unto him as aforesaid y^e sume of five hundred pounds of Lawfull money of England for her better preferm^t & advancement in Marriage the same to be paid unto her or her Assigns within one year next after y^e day of y^e Marriage of the said Mary Tufton without fraud or Covin, provided alsoe & my further will Minde & meaning is & I doe hereby devise & appoint y^t in Case my s^d Grand Children John Tufton, Ann Tufton, Rob^t Tufton and Mary Tufton; or any of them shall refuse or be unwilling to take & Accept of my s^d Brother in Law John Wolaston, or such person or persons as he shall appoint to be in his or their Guardians or Guardians after the decease of my wife, during their or any of their Minorities, or if in Case my said four Grand Children or any of them, their or any of their heirs Execut^{rs} Adm^{rs} or Assignes or any of them shall at any time or times after my Decease by any wayes or means whatsoever sue vex molest trouble or prosecute my Execut^{rs} or Administ^{rs} for the sume of one Thousand pound of Lawfull money of England which was heretofore deposited in my hands by Joseph Tufton their Father or for any part thereof y^t then & from thence forth in Either of those Cases y^e Legacies & bequests by me given and bequeathed to such of my said four Grand Children & to his or their heirs as shall soe offend Contrary to the true meaning herein before declared shall be voyde & of none effect as if y^e same had never

been Expressed in this my Will And that then alsoe and in such Case I give devise and bequeath, all & Every the Messuages Lands Tenem^{ts} hereditam^{ts} Mony Goods & Chattells whatsoever before or hereafter in this my Will Given devised or bequeathed Unto Such of my Grand Children and their heirs, which shall soe disobey my true meaning herein before declared unto my Loving Cosin Doctor Robert Mason Chancellor of y^e Diocesse of Winchester & his heirs and Assignes from hence forth for Ever.

Item I give devise & bequeath all and Singular my Messuages Lands Tenem^{ts} and hereditaments with their & Every of their App^{ts} lying & being within the Realme of England or elsewhere, not bequeathed by this my will unto my Loveing wife Ann Mason and her Assignes for and dureing the Tearn of her Naturall Life and after her Decease to my abovesaid Brother in Law John Wolleston and his assignes for & dureing y^e Joynt lives of my said Daughter Ann Tufton and her now husband upon trust & Confidence Nevertheless that the said John Wolleston & his Assignes shall pay and disburse the rents and profitts of the said p^rmisses and every part thereof for and towards the proper Maintenance and stay of Liveing of and for & y^e said Ann my Daughter and noe otherwise. And in case my said Daughters now Husband shall dye and depart this Life in the life time of my said Daughter Ann Tufton, then and from thenceforth I Give devise & bequeath my s^d last menc^oned Messuages Lands Tenements and hereditaments Every part thereof unto my said Daughter Ann Tufton for & dureing y^e Tearn of her naturall Life, and from & Imediatly after y^e decease of my said Wife and Daughter and of the longest Liver of them then to my said Grand Children John Tufton Ann Tufton Rob^t Tufton & Mary Tufton and to their heirs & Assignes for Ever and to none other use intent or purpose whatsoever under the provisoes & Conditions nevertheless herein before declared.

ffinally I doe hereby revoke Countermand and make voyde all former Wills Testaments Codocills Exec^{ts} Legacies & bequests whatsoever by me at any time made Named given, Willed, or Appointed, before the makeing of this my will willing & mindeing

that these presents Onely shall stand and be taken for my Last will & Testament and none other, saveing & reserveing unto my selfe nevertheless full power and Authority to make add or annex hereunto one or more Codicill or Codicills at my free will or pleasure any thing whatsoever before in this my Last will and Testament Expressed to the Contrary thereof in any wise Notwithstanding,

In Witness whereof I the said Cap^t John Mason the Testator, to this my present Last Will and Testament being written in fourteen sheets of paper with my Name Subscribed to Every sheet; have sett my seale the six and Twentyeth day of November Anno. Dⁿi One Thousand six hundred Thirty ffive & in the Eleaventh Year of y^e Reigne of our Sovereigne Lord Charles by y^e Grace of God King of England, Scotland, ffrance, and Ireland, defender of the faith &c. And in Case my said Grand Children John Tufton & Robert Tufton sha^{ll} both dye in y^e Life time of my wife without Issue of their or either of their bodyes Lawfully begotten; then I Give & bequeath all my Mannors Messuages Lands and Tenements by me given to my said two Grand Children or Either of them unto my wife dureing y^e Tearm of her naturall Life and after her decease to my Daughter Ann Tufton dureing y^e Terme of her Naturall Life; and after both their deceases then to such person and persons as the same is mentioned to be given and bequeathed unto by this my will.

John Mason

Signed, Sealed, published & declared by the said Cap^t John Mason the Testator as his Last will & Testament on the day and year above written In y^e presence of us whose Names are here underwritten

Tho: Noell
Mathew Mason
J fferrett Not^{ry}

Probatum fuit Testamentum supra scriptum Apud London Coram ven^{tbl} viro Magistro Willo. Clarke legum Dre—surr ven-

erabili viri D'ni Henrici Martin militi legum etiam Doctoris Curiae prerogativæ Cant Magistri Custodis sive Comissarii legitime Constit vici'mo sc'do die Mensis Decembris Anno D'ni Millesimo sexcentesimo Tricesimo Quinto Juramento Annæ Mason relictis dicti defuncti et Executricis in hujusmodi testamento nominat Cui Comissa finit Administratio oium et singulorum bonorum Jurium et Creditorum d'i defuncti de bene et fildt'r Administrando eadem ad s'ti Dei Evangelia Jurat.

Sadler 127 Q^r

Tho: welham Reg^{ris} Dep^{ty}

Tertio/Examinat^r

Pro: New Hampsh^r

A True Copia from the Superiour Court files Compared the 21st March 1704/5

℥: Theodore Atkinson Cler:

[Court Files, Allen vs. Waldron.]

The Doposition of Stephen Biles and Joseph Mason.

The said Biles aged about thirty five years and the said Mason about fifty eight years both Testifieth and sayth that in March 1650 we were both at the house of mistriss Ann Mason in London the relict of Cap^t John Mason Deceased and saw a branch of his will wherein he made his Said wife Ann Sole executrix and after that died it being his Last will and further these Deponants Saith not

Testified upon Oath before me

Jo Endecott Gov^r

That what is above written is a true Copie Cômpared wth its originall so signed & produced in the Gennerall Court of the Massachusetts in new England by m^r Joseph Mason may 1652

Attest^r

Edward Rawson secret

[Council Book 1, p. 37.]

JOHN PHILLIPS

1641/2

[Inventory, March 20, 1641/2; amount, £17.0.2; taken by George Smith and John Dam.]

[Court Records, July 5, 1643, in Deed, vol. 1, p. 16.]

Hateevill Nutter & Edward Starbuck administrators apoynted by the Court the 28th of 5^o Mo: 1642 to sell the goods of John Phillips deceased & to pay his debts & to returne the overplus if any bee

[Court Records, July 28, 1642, in Deeds, vol. 1, p. 11.]

[Account of liabilities settled by the administrators; amount, £17.4.4.]

[Court Records, July 5, 1643, in Deeds, vol. 1, p. 16.]

THOMAS WILSON

1642/3

EXETER

In the name of God Amen.

To all Christian people unto whom theise presents shall come greeting knowe ye that I Thomas wilson of Exeter being very sick & weake of body, . . .

my loveing wife & deere children I com'end unto the grace of God & to the oversight & watchfull eye of my Christian brethren of the Churches of Roxbury Hampton & Exeter or where it shall please God to call them. And for my worldly goods I do give & bequeath them in manner as followeth, viz: to my loveing wife I give & bequeath my dwelling house & new frame wth the millne & all lands & meddowes there unto belonging dureing the time of her widdowhood; & the use of all my Cattle & moovable goods for the bringing up of my children; & if in case she shall marry againe then to have her thirds thereof & to leave them to my sonne Humfrey; or if she shall dye a widdow then it to come to my sonne Humfrey also: And I likewise give & bequeath unto

my sonne Samuel, & to my sonne Joshua, & to my daughter deborah & my daughter Liddey, either of them ten pounds the peece to be paid at the age of 21 yeares or day of marriage, out of the mill house & lands, by my wife or sonne Humfrey in whose hands it shall then be. I do further give & bequeath unto my sonne Humfrey all my right & interest of house & land wch I bought of m^r needam. And if it please the Lord to take away my wife before my foure yonger children come to age or any of them, then my sonne Humfrey to provide for theire nurture & bringing up out of his owne dowry. I do further give & bequeath unto my two Sonnes Samuel & Joshua foure thousand of pipestaves to buy either of them a bullock. And in witnes of this my last will & testament, I have hereunto set my hand this 9^o day of the 11^o mo 1642.

witnesses :

A hand.

Edward Hilton

John Smart

John Legat

John Richardson

Deposed in Court the 20th of the 7^o 1643.

Increase nowell

To all Christian people unto whom these presents shall come greeting,

Know yee that we whose names are here underwritten, being present by & witnesses unto the last will & testament of Thomas Willson of Exeter late deceased do to or best understanding & apprehension take this wch followeth to be the true intent & meaning of his last will & testament, Viz: Unto his eldest sonne Humphrey for the present he did give & bequeath all his right & interest of house & lands wch he bought of m^r needham. Unto Samuel Joshua deborah & Lidde either of them ten pounds the peece to be paid at the age of 21 yeares or day of their marriage out of the house & lands & mill, by his wife or Sonne Humfrey in whose hands it shall then be, moreover, he did give & bequeath

unto his sons Samuel & Joshua for the present either of them two thousand of pipestaves the peece to buy either of them a bullock, moreover unto his wife Anne he did give & bequeath his dwelling house new frame & mill wth all lands and meddowes thereunto belonging dureing the time of her widdowhood, & if in case she should marry againe then to have her thirds thereof & to leave the rest of them unto his Sonne Humphrey or if she shall dye a widdowe then they to come to Humphrey also & he to provide for the nurture & bringing up of the foure yonger children, ffurthermore he did give & bequeath unto his wife Anne to be his sole Executrix to receive & pay all debts & to have all his cattle & moveable goods for the bringing up of his foure yonger children & for the adding unto their portions as shee should see meete.

dated the 18th day of the last month 1642.

Edward Hilton
John Richardson
John Legat

This explication was taken & allowed by the Court uppon the testimony of John Legat, & John Richardson, abovenamed & subscribed

Increase nowell

[Suffolk County, Mass., Probate Files.]

JOHN WHITE

1646

[Order of Court, Aug. 26, 1646, to John Reynolds and Robert Mussell to take an inventory and settle the estate of John White.]

[Court Records, Aug. 26, 1646, in Deeds, vol. 1, p. 36.]

[Inventory; amount, £4.14.6; taken by William Everard and Reynold Fernald.

Inventory of property held in partnership by Robert Mussell and John White; amount, £19.14.5.]

[Court Records, Aug. 26, 1646, in Deeds, vol. 1, p. 36.]

JAMES WOODWARD 1647

Certaine Instructions & directions from James Woodward this 27th of the 4th m^o Called June 1647.

Impr. John Sherborne owes me 5^l to be payd on Michalmas Day next (so Called) in the moneth of septemb. w^{ch} in Case It be not payd he must pay six pound/

It he sayth That he hath served m^r Williams of Saco Almost A yeare for w^{ch} he Expecteth sevene pounds.

whare Also he sayeth he hath Two Barrow swine of A yeare ould and better, Allso A Sow of the same age & Two yonge shotts of halfe A yeare ould.

Itm he sayth That Tho: Warner oweth him 4^l for worke of building.

Itm. due to Thomas Warner for A Red wastcote 6^s

Itm He sayth that he hath at m^r Williames thes Particular things As A Coate wastcote breeches 3 napkins w^{ch} 3 napkins wth the Rest of my Linine I give to Lyddia Williams. Itm he giveth to m^r Bacheler Twentey shillings.

Itm he desireth to be Christianly buried in Case he dye And Afterward what Remayneth of his estate he bequeaveth to William Chatterton whome he makes his Executor. Who also Appointeth the sayd m^r Bachiler & Roger Knight to be overseers of this his sayd will and Testament That they see It performed Accordingly.

James X Wooward
his scribled marke

Witness to this Testamentory writing

Stephen Bachiler
Roger X Knight his marke
Andrew Leyfers marke

Takne Into the Courte hild att Dover the 10th of the 7th m^o 1647 And the Courte Allowes of It to have It Recorded.

per me George Smyth recorder

[Court Records, Sept. 7, 1647, in Deeds, vol. 1, p. 39.]

SUSAN CRAWFORD 1649

At the foresaide Courte, the administration of the goodes of Susan Crawforde deceased daughter of Steephen Crawforde also deceased, is granted Unto Sarah Crawforde, the daughter of the saide Steephen Crawford. ||

and this Courte doth order, margarette willey the mother of the saide Sarah & Thomas willey the husband of the saide margarette, to be gardians Unto the saide Sarah, her daughter, and that they are to give a trew & juste accompte of the saide administration unto any Courte to be holden for Dover when they shall be required.

[Court Records, Oct. 6, 1649, in Deeds, vol. 1, p. 66.]

It is ordered by the Courte, and agreed between william Seavie & Thomas Willey & margaret his wiefe on the behalfe of Sarah Crawforde the daughter of Steephen Crawford Deceased, and the said margarett as followeth: That whereas there is in the Custodie of the saide William Seavie the some of thirtie pounds now dew unto the saide Sarah Crawford y^t is ordered that the saide William Seavie shall bringe the saide thirtie pounds into this Courte, or otherwise to paye it as this presente Courte shall further order the same:

It is ordered by this Courte that the foresaid William Seavie shall paye unto the foresaide Thōmas willey & the saide margaret (whoe are gardians unto the said Sarah Crawford.) the forsaid thirtie pounds in manner followinge that is to saye XV^l in Cattell, VIII^l in linen & wollen Cloth, to be praised by one man to be chosen by william Seavie, and one other man to be chosen by Thomas willey, and by william Store marshall, and the other VII^l in currant money.

[Court Records, Oct. 8, 1650, in Deeds, vol. 1, p. 74.]

[Bond of Thomas Willey, with William Beard as surety, in the sum of £50, for the execution of the trust above mentioned. In a marginal note it is stated that William Beard was discharged from this bond Jan. 28, 1654/5.]

[Court Records, Oct. 8, 1650, in Deeds, vol. 1, p. 74.]

HENRY TAYLOR

1649

[Administration on the estate of Henry Taylor granted to John Webster July 5, 1649.]

[Court Records, Oct. 6, 1649, in Deeds, vol. 1, p. 67.]

JOHN MOULTON

1649/50

HAMPTON

The last will & testam^t of John Moulton of Hampton beeing in his perfitt sences Doth will & beequeath as ffolloweth: Imp to my Sonne Henry Moulton tenn acres of fresh marsh by the beach on y^e South side of the river; Item one acre fresh marsh w^{ch} is given him for a way butting uppon his bridg towards the South and y^e upground towards the north. It: give tenn acres & a halfe of Salt marsh butting on Willi ffullars towards y^e south west, & y^e river towards the east liing in the south side of Willi Sanborne. It: I give to henry tenn acres of upground: in y^e East feild in y^e East side of Willi ffifeild, & one share of com'onage att my decease: It: I give to Ann my wife my house & house Lott, & ten acres liing att y^e end of y^e sayd house Lott & seven acres of fresh medow more or lesse in the west medowes, two acres of ffresh medow liing on y^e South side of my Sonn Henry's fresh medow att y^e beach, & tenn acres of Salt marsh & halfe liing on y^e South side being more or less, & five acres of salt marsh that is yett to bee appointed, all this I doe give to my beeloved wyfe duering hir life It: I doe make my wyfe my Sole Executrix & doe give to y^e say'd Ann my wyfe all my cattell, & all my moveable goods, excepting one calfe to John. The rest to hir disposing according to hir discession: It: I give to my Sonn John Moulton after my wyfes decease the house, & house Lott, & the tenn Acres adjoyning to itt: It: I give to y^e say'd John my Sonne two Cowe Com'onages. It: I give to my Sonne John one Oxe com'onage It: I give to my Sonne seven acres of fresh medow more or lesse in y^e west meddowes. It: I give to my Sonn John tenn acres of Salt marsh more or less liing on y^e south side of my

Sonne Henry's & five acres of Salt marsh w^{ch} is yett to be appointed) all these several guifts I doe give to my Sonne John after my wyfe's decease wth this proviso y^t wthin one whole yeare after my wyfe's decease my sonne John shall pay or cause to bee payd five pounds to my daughter Jane Moulton, & in two whole yeares after my wyfe's decease five pounds to my Daughter Bridgett & in case my Sonne John doth not pay unto his two sisters afore sayd y^e tenn pound, then my will is my two daughters shall have the two acres of fresh marsh liing on y^e South side of my Sonne Henry's, & tenn acres & halfe of Salt marsh more or lesse liing on y^e South side of my Sonne Henry's marsh, & in case my Sonne John doth die before hee bee possest, of thes house & lands then my will is y^t the house & all the lands shalbee equally divided, to all my childeren excepting Henry. And I give twelve acres of upland more or less in y^e East feild, on y^e east side of willi Esto's twelve acres to bee equally devided between Mary Samborne & my daughter Ann, & my daughter Jane, & my daughter bridgett, & I give unto my Sonn Samborne tenn acres of Salt marsh w^{ch} is yett to bee appointed, & I give to my Sonne Samborne fower acres of Salt marsh liing on y^e South side of Cristopher Pallmers, & y^e north side of my Sonn Henries) It I give in to my daughter Ann three acres of fresh marsh att y^e beach next John Brownes, fresh meddow. It: I give to my daughter Ann tenn acres of salt marsh w^{ch} is yett to bee appointed: Also my will is y^t my Sonne John shall have a way to his ten acres & a halfe of Salt marsh through his brother Henry's Salt marsh this I doe confirme to bee the true intent of my will witness my hand this p^rsent day being y^e (23^d) of January (1649)

witnessed to this

by mee John Moulton

Robert Tuck

Willi Estowe

[Proved Oct. 1, 1650.]

[Norfolk County, Mass., Deeds, vol. 1, p. 7.]

STOCKDALE CUDDINGTON 1650 HAMPTON

[Administration on the estate of Stockdale Cuddington of Hampton granted to his oldest son, John Cuddington, April 7, 1650.]

[Norfolk County, Mass., Court Records.]

ANTHONY SADLER 1650

[Administration on the estate of Anthony Sadler granted to his widow, Martha Sadler, Oct. "1st 3^d day," 1650. The court reserved £10 out of the estate for the use of her child, then unborn.]

[Norfolk County, Mass., Court Records.]

THOMAS TURPIN 1650

[Administration on the estate of Thomas Turpin granted to William Paine Oct. 8, 1650.]

[Court Records, Oct. 8-10, 1650, in Deeds, vol. 1, p. 75.]

EDMUND JOHNSON 1650 HAMPTON

[Inventory of the estate of Edmund Johnson of Hampton, taken by Robert Page, Robert Tuck, and Jeffrey Mingy March 4, 1650/1; amount, £111.19.0.]

[Essex County, Mass., Probate Files.]

[Administration on the estate of Edmund Johnson granted to his widow, Mary Johnson, April 8, 1651.]

[Norfolk County, Mass., Court Records.]

[Order of court Oct. 7, 1651, that the children have the following portions out of the estate: Peter Johnson, the oldest, £32 at the age of twenty-one, John Johnson £16 at the age of twenty-one, James Johnson £16 at the age of twenty-one, and Dorcas Johnson £16 at the age of eighteen or day of marriage with her

mother's consent. Thomas Coleman, step-father to said children, was ordered to give bond in the sum of £80, and to bind over the house and land in Hampton belonging to the estate for these payments, and he was to pay the cost of educating the children, having them taught to read and write.]

[Norfolk County, Mass., Court Records.]

Wheras at y^e Court held at Hampton the (7th) of y^e (8th) m^o : 1653 It was ordered y^t y^e Childeren of Edmond Jonson late of Hampton deceased should have out of their fathers estate for their portions as followeth viz Peter Jonson the eldest thirty two pounds att y^e age of one & twenty years John Jonson sixteen pound att y^e age of one & twenty years James Jonson sixteen pound att y^e age of one & twenty years & Dorcas Jonson sixteen pound att y^e age of eighteen years or at y^e day of hir marriage wth hir mothers consent w^{ch} of y^m shall first happen.

Know yea that I Thomas Coleman father in law [step-father] unto the aforesaid Childeren doe by these p^rsents bind my selfe my heires Executo^{rs} & Administrato^{rs} unto y^e govern^t of y^e Massachusets in Newengland in y^e full & intire some of fower score pound of currant money to pay the aforesayd Legasies unto the aforesayd Childeren respectively or according to y^e order of y^e Court abovesayd As also to bee att the charges of y^e Educacon of the sayd childeren and to have them taught to write & read. And for y^e more sure p^rformance of y^e p^rmisses: according to y^e order of y^e sayd court I doe with the full & free consent of Mary my wyfe (mother unto y^e sayd Childeren) binde over in security (unto the sayd Govern^t) for y^e p^rformance of y^e sayd Legasies or portions allotted unto the sayd childeren by the Court aforesayd as also for their educacon as aforesayd all those lands that did belonge to the aforesd Edmon Jonson liing & being wthin y^e bounds of the towne of Hampton aforesayd & now in y^e possession of mee the sayd Tho : Coleman : As namely eight acres of Salt marsh butting uppon y^e great Oxe Com'on on y^e : E : Tho : Moulton on y^e (S : W) Edward Colcord on y^e (N. E) y^e town wast. And three acres of fresh meadow butting uppon y^e great Sault marsh on y^e (N E) Jn^o Wedgewood :

(N) the land of Tho: Moulton (S). And six acres of fresh meadow bounded in wth a ditch willi: Maston on y^e (S W) willi Cole on y^e (N. E.) & a highway to y^e Oxe common (N) And fower acres more of fresh medow joyning to Robert Tucks on y^e (NW) & Phile: Dalton on y^e (S) & Tho: Ward (N): And eight acres more of Salt marsh att y^e falls butting uppon y^e River towards the beach: Twelve acres of upland liing in y^e (E) feild willi: Samborn on y^e (S) and a Swamp on y^e (N) and land of Jn^o Huggings on y^e (E) and a high way on y^e (N) And a houselott tenn acres The street on y^e (N) willi: Samborn on y^e (S^o) Tho: Smith on y^e (E) and y^e meeting: house uppon y^e (W). And halfe an acre of Land planted wth Apple trees joining to Jn^o Redmans on y^e (S) & the street on y^e (N) To y^e p^rformance of all w^{ch} y^e abovesayd condicons I the said Tho: Coleman doe hereunto sett my hand & seale this (16th) day of y^e (8th) m^o 1653

Tho: Coleman wth a Seale to itt

Signed Sealed & delivered to use of y^e goverm^t aforesaid in y^e p^rsence of us.

Tho: Bradbury

Wymond Bradbury

Jacob Hooke

This was acknowledged in Court by Tho: Coleman to be his act & deed, Salisbury y^e (12th) (2^d) m^o 1654

Tho: Bradbury rec^d

[Norfolk County, Mass., Deeds, vol. 1, p. 31.]

GEORGE WEBB

1651

DOVER

[Administration on the estate of George Webb of Dover granted to George Smith April 8, 1651.]

[Norfolk County, Mass., Court Records.]

[Further time was allowed the administrator to bring in an inventory of the estate, Oct. 7, 1651.]

[Norfolk County, Mass., Court Records.]

DARBY FIELD 1651

[Administration on the estate of Darby Field granted to Ambrose Gibbons Oct. 1, 1651.]

[Court Records, Oct. 1, 1651, in Deeds, vol. 1, p. 91.]

JAMES NICHOLS 1651

[Administration on the estate of James Nichols granted to Walter Knight Oct. 1, 1651.]

[Court Records, Oct. 1, 1651, in Deeds, vol. 1, p. 91.]

THOMAS CHASE 1652 HAMPTON

[Administration on the estate of Thomas Chase granted to his widow, Elizabeth Chase, Oct. 5, 1652.]

[Norfolk County, Mass., Court Records.]

[Inventory of the estate of Thomas Chase of Hampton, dated June 2, 1653; taken by Robert Pay, Abraham Perkins, and William Fifield; amount, £111.18.10; attested by Elizabeth Chase, the widow.]

[Essex County, Mass., Probate Files.]

[Order of court Oct. 4, 1653, that the five children of Thomas Chase of Hampton shall have out of their father's estate these amounts: Thomas Chase, the oldest, £16, and Joseph Chase, James Chase, Isaac Chase, and Abraham Chase £8 each, when they are twenty-one years of age. The widow, Elizabeth Chase, gave bond in the sum of £50, with Thomas Philbrick and John Cass as sureties.]

[Norfolk County, Mass., Court Records.]

[Order of court, Oct. 3, 1654, with the consent of the administratrix, that the children's portions be paid out of the lands.]

[Norfolk County, Mass., Court Records.]

[Order of court, Oct. 10, 1665, appointing Christopher Hussey, Ensign John Sanborn, and Thomas Philbrick, Jr., a committee to divide the estate among the children, with the consent of the administratrix, she to have £4 out of the lands.]

[Norfolk County, Mass., Court Records.]

[Guardianship of Isaac Chase granted to his brother, Thomas Chase, April 9, 1667.]

[Norfolk County, Mass., Court Records.]

JOHN CROWDER

1652

PORTSMOUTH

It is ordered by the Courte that m^r Brian pendleton & m^r Richarde walderne shall take the accompte of william Storer of John Crowders estate, and they shall take that estate into their hands which they finde in his hands and dispose of y^t to the creditors as they shall see in their judgment moste fitt.

we whose names are under written beinge appointed by the Courte laste holden at Strawberey bank the 8 of October 1652 to dispose of a certaine p^{ar}cell of goodes in the hands of william Storer marshall of Dover which did belonge once to John Crowder of strawberey bank deceased

In primis wee order to the marshall for his paines & service & venturinge his life thereby five shillings

secondly whereas there is more remayninge to the valew of thirtie shillings & two pence, wee order it wholly to m^r hugh Crimson because we finde the saide Crowder was indepted to him

Dated this . 5 . of march . 1652. /

us Brian pendleton
Richarde waldern

[Court Records, Oct. 8, 1652, in Deeds, vol. 1, p. 98.]

HENRY PLIMPTON

1652

[Administration on the estate of Henry Plimpton granted to Thomas Canney Oct. 8, 1652.]

[Court Records, Oct. 8-10, 1652, in Deeds, vol. 1, p. 98.]

EDWARD TUCK

1653

HAMPTON

[Order of court June 14, 1653, that the two children of Edward Tuck of Hampton shall have out of his estate as follows: Edward Tuck, the older, 40 marks at the age of twenty-one, including the house, and all the lands, meadow, upland and commonage mentioned in the inventory; and John, the younger, 20 marks at the age of twenty-one. The widow was to have the rest, and was to have the use of £40 until the children were of age, she having them taught to read and write.]

[Norfolk County, Mass., Court Records.]

RICHARD KING

1653

PORTSMOUTH

[Administration on the estate of Richard King of Piscataqua granted to Brian Pendleton Oct. 4, 1653.]

[Norfolk County, Mass., Court Records.]

WILLIAM WEYMOUTH 1654

Robert waymoth is by order of this Court . . . Administrator for his Brother william waymoths estate—dessesed

[Court Records, June 27, 1654, in Deeds, vol. 2, p. 1.]

BERRY

1654

It is ordered by this Court that Jane Berry is Administratour for hir husbands goods. Dessesed

[Court Records, June 28, 1654, in Deeds, vol. 2, p. 2.]

GEORGE ABORN

1654

HAMPTON

George Habone of Hampton in his last sicknesse a litle before his death did give & bequeath all his estate to susanna Habone his

wife we being present. In witnesse whereof we have hereunto set our hands 8th 3^d 1654.

The m'ke

X

John Marion

Samuel Wheelwright

[Proved Oct. 3, 1654.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 35.]

[Inventory of the estate, taken by Thomas Leavitt and Robert Smith, May 26, 1654; amount, £126.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 35.]

JOHN WEDGWOOD

1654

HAMPTON

The last will & testam^t of John wedgwood of Hampton

In y^e name of God Amen: The twentie fourth day of y^e month of November one thousand six hundred fiftie fower I John wedgwood husbandman of Hampton in y^e County of Norfolke being of whole minde & in good & p^{er}fect remembrance Laud & praise bee unto Almighty God make & ordaine this my p^{re}sent Testament concerning herein my last will in manner & forme following that is to say first I com'end my soule unto Almighty God my Maker & my redeemer Item I bequeathe to my eldest Sonne viz John my house & land att Exiter viz (12) acres of upland & fower acres of meadow more or lesse, also a certaine p^{ar}cell of meadow liing att Puscasicke, & one hundred & fifty acres of upland liing next M^r Edward Hiltons the w^{ch} y^e said John shall have after the decease of his Grandmother butt in case my said Sonne dye before hir then my wyfe Mary to enjoy, & as she see cause to dispose of it for hir owne benefitt & my childerens then liveing Item my house & lands att Hampton the whole upland being fifteen Acres & in fresh meadowe fower & salt marsh five, is to bee divided one halfe to my said wyfe & the other halfe to my two Sonnes Jonathan &

David att y^e age of twenty one years, in y^e meanetime my wyfe to Enjoy all & after hir decease all be wholly theirs: It: to my Daughter Mary if y^t she marries before hir mothers decease one kettle, & to Jn^o my gunn, & Jonathan my sword: It: to my daughter Abigall & my Sonne David two Oxen the which are to be sould to their use & one Iron pott to my said daughter last mentioned It: ther being nineteen hundreth foot of board att Exiter they are to satisfie my true and Lawfull debts, w^{ch} quantity if they will not suffice that then the rest to be satisfied out of y^e bequests above said proportionably: And of this my p^rsent Testam^t I make & ordaine y^e said Mary my wife my Executrix. And of y^e Execucon of y^e same I make & ordaine willi: ffifeild & Henry Moulton overseers, & I utterly revoake & adnull all & every other former Testam^{ts} wills Legasies & Bequests, Executo^{rs}, & over seers by mee in any wise beefore this tyme made, named, willed, & bequeathed:

witnesses

Seth ffletcher

Willi ffifeild

Henry Moulton

[Proved April 10, 1655.]

[Norfolk County, Mass., Deeds, vol. 1, p. 43.]

DANIEL MAUD

1654/5

I Daniel Maud in som weakness of body but in p^rfect memory, not knowing the time of my removall out of this earthly tabernackle do here desire to make this my last will & testament comending my soule into the handes of my Almighty Creator, & most & mercifull redemer and my body to be layd in the place of ordinary buriall near to my last wife desiring the Lord mercyfully provide for his people som such as may hold in the work he hath among his people here wth a greater blessing than yet hath been among them and for this end and wishing to leave

such few bookes as I have for the use and benefit of such a one as may be fitt to have improvement especially of those in the Hebrew tonge, but in case such a one be not had, to let them go to som of the next congregation as may have the use of them as York or Hampton because learning is so much out of relish wth disuse. Excepting one booke titled Derpnosophistanom w^{ch} I want have left for Cambridge Library, and my little Hebrew bible for M^r Brocke, or any inferiour bookes for learning of Hebrew, or to read in learning. And for my wife's 4 children seing I received som of her debts since my marriage of about 11 £ to have (of my estate not reall) to be comeing to them to the value of twenty markes to be for theire use when they com to capablenesse to improve the same besides what they have had allowed to them in every one a calfe now com to a cove; my best outward wearing coate to Mr. Roberts & a cloath gowne w^{ch} was my wifes to his wife. Som debts I owe unto M^r Pendleton, & 14s. to Mr Cutts wh there is 10^s in my purse to be coming to him towards the ansuring of, 20^s to George Walton w^h Tho: Beard hath undertaken to satisfye for me, 4^s to goodwife Tucke of Hampton & 5^s to the french Doctor wh there is sugar in my closet to satisfie for, wh I desire may com to them & 2^s to one George Field then dwelling in boston but he was removed fro^m thence as was sayd to Sudbury w^{ch} I owed him for som comeing hence of som comodityes hither from Boston Somthing I am indebted to Mr. Newgate about 7^s and o.d. to Mr. Usher for som bookes w^{ch} I desire may be returned to them. this is that I can in p^rsent call to mind I desire my well beloved friendes Mr. Drake, William Daveport & John Hall to undertake . . . le with them for their satisfaction of, if there be any remayning to bee in part taken to theire owne use or to such as are are at want hereabout. one thing there is of som greater importance w^h is a little tractate wrapped up in my deske w^h I would have committed to Mr. Brock to put into the handes of Mr Davenport who as I heard is intended to go for England that he would peruse, and for putting it forth I would leave it to his wise & godly ordering of w^h I thinke there is a truth of God in, & som

benefite to redound to som by. There is a booke of Mr. Nortons w^{ch} is intituled the Orthodox Evangelist w^{ch} I would have my sister Cotton to have—and an other booke I borrowed of my bro: Cotton w^{ch} is to come to his son Seaborne. Som others agaynst Antichristian Idolatry w^{ch} I shal leave upon the . . . together wth . . . in the house [?] for Sara that is wth me I should desire to that w^{ch} she have received ful satisfacione when her time is out w^{ch} wil be about the 7 of the next month, and a little booke w^{ch} was my wifes & a cheese in the closet w^{ch} Mrs. Miller [?] brought me the last weeke.

Susan Halstoe & his brothere & Sister and Sister in law who have no need of supplies fro^m me, I desire to be heartily remembered to them. they are all in years, And this is that I have in p'sent to say. In witness whereof I have set to my hand and seal, this 17th of this 11th month 1654

(I give my favorit or best hat?) to Elizabeth Cotton som other to Joseph and one to Sarah

In presence of theise underwritten

William Wentworth

Job Clements

By Me Daniell Maud

[Seal]

[Proved Jan. 26, 1655/6.]

[Probate Records, vol. 1, p. 1.]

EDWARD GILMAN

1655

EXETER

[Administration on the estate of Edward Gilman of Exeter granted to his widow, Mary Gilman, April 10, 1655, and she was ordered to produce the consent of her children to the disposal of the estate by the county court according to a deed of the deceased.

Moses Gilman gave his consent as above Jan. 11, 1654/5, and John Folsom, Daniel Cushing and John Leavitt, Sept. 29, 1655.]

[Norfolk County, Mass., Deeds, vol. 1, p. 45.]

[Inventory, attested Oct. 2, 1655; amount, £211.0.0. John Leavitt is mentioned as at Hingham, Mass.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 45.]

WILLIAM ESTOW

1655

HAMPTON

In the name of God Amen y^e (16th) of y^e (8th) m^o in y^e yeare of o^r Lord god 1655: I William Estow of y^e towne of Hampton in y^e County of Norfolke being of whole minde & in good and p^{er}fect memory laud & prayse bee unto Almighty god maker & redeemer. This my p^{re}sent testament concerning herein my last will in manner & forme following that is to say I commend my soule unto Almighty god My maker & Redeemer, & my body to y^e grave, I bequeathe unto my sonne-inlaw moris Hobbs & my daughter Sarah my house wherin hee dwelleth and the Lott therunto belonging wth two shares of Cow com'ons and one of y^e Oxe Com'on with all priviledges that belong to y^e two shares of y^e Cow Com'on, also an acre of sault marsh more or less at y^e severals Item tenn acres of land more or less to my two daughters equally to bee divided betwixt them Sarah to have the south side toward Christopher Palmer w^{ch} land joyning to y^e house Lott: It: one share of the Cow Com'on to my daughter Mary. It: twelve acres of upland more or less liing in y^e Mill field equally to bee divided betwixt my two daughters with y^e Swamp att y^e end of it Sarah to lie on y^e west side Item I bequeathe unto my daughter Mary eight acres of Salt Marsh & to my daughter Sarah nine acres this p^{ar}cell to be equally divided for quality according to quantity: y^e marsh of Christophers on y^e East It: twelve acres of fresh meadow I give unto my two daughters equally to bee divided betwixt them it Joyning to Christopher Palmers on y^e southeast Item to my Daughter Sarah Hobbs fower Oxen & two cowes w^{ch} is old gentle & blackish & one yearlin heifer: And I give unto my grandson John Hobbs one heifer of two years old, & the said Jn^o Hobbs to give unto his sister Sarah y^e second calfe

that this heifer shall bringe & I give unto him my gunn: Item I give to my daughter Mary Marston al y^e rest of my cattell w^{ch} is 3 Cows w^{ch} is old brown, old cole & young gentle & 1 heifer .2: year old & 1 bull & 3 calves Item I give unto my daughter Mary Marston seven bushells of wheat: It: I give unto y^e children of willi: Moulton forty shillings w^{ch} is tenn shillings to each of them to bee payd in fower yeare the eldest to have y^e first tenn and y^e rest according to their age yerely: Item I give unto my daughter Sarah Hobbs all y^e rest that is not in my will and farther more I give unto my Sonne-inlaw Tho: Marston the farthermost stack of Salt Marsh hay that stands in y^e marsh & two good loads of fresh hay. And farthermore this is my will that my Son-in law Morris Hobbs shall pay w^t debts I am indebted to any & to have & receive what is due to mee from any Revoking & annulling all other & every other former Testam^{ts} wills Legasies bequests by mee in anywise before this tyme made named willed, or bequeathed any other tyme that is p^{ro}perly mine et:

Read sealed & delivered in y^e
p^{re}sence of us:

Willi: Estow

Abraha: Pirkins

willi: Moulton:

[Proved April 8, 1656.]

[Norfolk County, Mass., Deeds, vol. 1, p. 52. A copy is found in the New Hampshire Probate Files.]

[On the back of the New Hampshire copy:]

the 12 Acres in y^e mill feild formerly one y^e east was tho: Philbrick

one y^e west Moses Cooke butting one y^e Roode which goes to y^e beach

Leften Smith one y^e weste or westrly bounded on y^e river notherly and Christephe Palmer on the South east

the nine and eight acres of Salt marsh

Christopher Palmers one the east butted one John brounes one y^e north the river one y^e west or westrely

[Inventory of the estate given to his daughter, Mary Marston; amount, £60.7.0; and of that given to his daughter, Sarah Hobbs; amount, £143.13.0. Debts to be paid to the children of William Moulton, £2.0.0, and to John Redman, £0.2.6.]

[Norfolk County, Mass., Deeds, vol. 1, p. 53.]

[Thomas Marston of Hampton presented to the court at Salisbury the will of William Estow, desiring the appointment of a committee to divide and set out the land given in the will, and according to the order of the court. The court appointed William Sanborn and Nathaniel Weare as such committee Nov. 14, 1676.]

[Norfolk County, Mass., Deeds, vol. 4, p. 48.]

SAMUEL PARKER 1656

[Administration on the estate of Samuel Parker granted to Emmanuel Hilliard June 25, 1656.]

[Court Records, June 25, 1656, in Deeds, vol. 2, p. 11.]

AMBROSE GIBBONS 1656 DURHAM

The last will & testament of m^r Ambrose Gibbins on his sick bed this 11th of July 1656.

In the name of God Amen. I Ambrose Gibbins of Oyster River in the Toune of Dover in New England being sicke and weake in Body . . .

Imp^r I Give and bequeath unto my Grandchild samuel sherburne the son of Henry sherburne now dwelling in the Towne of Portsmouth in piscataquake Rever in New England all my right and Interest of house houses lands meadows Goods and chattells with all and every appurtenance and Appurtenances of Goods mooveable and unmooveable and likewise all . . . bills and bonds which may lawfully be recovered by law due to the said . . . my true and lawfull executor and likewise . . . afore named Henry sherburne be executor wth his son samuell—

with the provisoe the aforementioned Henry and Samuell are to pay unto the said Henry Sherborn^s children Elizabeth Mary Henry John Ambrose Sarah and Rebeckah or any more which may be lawfully begotten by rebeckah sherborne the wife of Henry sherborne being the daughter of Ambrose Gibbins the some of Twenty one pounds starling to witt to the said to every of the fore named children when they Come to lawfull Age the sonn^s at twenty one yeares and the Daughters at eighteene yeares and in Case any of these children should Dy the portion that should have bin theires is to be divided amongst the rest of them that are living In Witnes or the truth hereof wee whose names are under written have Subscribed :

Jonas Bying

his m^e

Tho. X Johnson

william Roberts

his marke

Ambrose X Gibbins

That this is A true Copie Compared wth the originall so signed & left in the Gennerall Courte file at Boston may the 9th 1657

Attests Edward Rawson Secret

PHILEMON DALTON 1656

HAMPTON

The last will & testament The County of north-folke, being sick & . . . bequeath my soule unto God who gave itt & Jesus :

It I Doe give unto Dorety Dalton my loving wife my . . . a two yeerling heffer Called Chery: Itt one Swine & two she . . beed in the beed Chamber wth the furniture thear of as itt stands . . Chests & the trunke with the apparrill thearin with the bras & . . & yron potes; wth the mortar pessell wth the speete & basting . . peuter viz Six platters & a Salt seller & Skillet & for bookes: viz one of mr Burrows Called Gospell worship During terme of her life & the third of all my lands and one of

the Dweling housen as my sonn & shee shall agree During the tearme of her life & the apples of the fouer trees next the Common in the orchard

Itt I Doe give unto my Sonn Samuella Dalton all the rest of . . . and housenrom; with my fouer oxen wth the Cart & furniture . . . with all my books wch are not otherwise Dispose of: . . . give unto my Daughter mehetabell Dalton one . . . -owes Concerning Earthly mindedness . . .

Ittum I give unto Hannah Dalton . . . heffer Called hart: & I Doe give unto my wife . . . of the last Crop both Indian & English: and barne . . . & hay and rome to sett her Cattell in the leantow During term . . . her life and the Hake: and for the Confermation of this my last will & testament I have hereunto sett my hand & seale having apointed my sonn Sameuell & my wife as my lawfull Excequetors to this my last will, whearunt I have sett my hand the leaventh of November one thousand Six hundred & fifty Six

Signed and Sealed in his
the P^rsents of us Philemon Dalton X mark
Abraham Perkins [Seal] & Seele
Timothie Dalton

[Proved Oct. 14, 1662.]

[Essex County, Mass., Probate Files.]

[Inventory of the estate of Philemon Dalton of Hampton, taken by Robert Page, William Godfrey, and Thomas Marston July 1, 1662; amount, £261.16.4.]

[Essex County, Mass., Probate Files.]

GEORGE BRONSON 1657

[Administration on the estate of George Bronson, who was killed by a bull July 2, 1657, granted to John Ault and Richard York July 2, 1657.]

[Court Records, July 2, 1657, in Deeds, vol. 2, p. 16 b.]

HENRY THORNER 1657 WAPPING ENG.

[Administration on the estate of Henry Thorner, of Wapping, Eng., ship-carpenter, accidentally killed by a rolling mast, granted to James Garrett and Edward Thorner Aug. 26, 1657.]

[Court Records, Aug. 26, 1657, in Deeds, vol. 2, p. 20.]

[Inventory was presented Sept. 12, 1657; amount, £171.1.6½; taken by Brian Pendleton and Richard Waldron.]

[Court Records, Sept. 12, 1657, in Deeds, vol. 2, p. 20 b.]

WILLIAM SWAINE JR. 1657 1136890 HAMPTON

[Inventory of the estate of William Swaine, Jr., of Hampton, taken by Robert Tuck, John Sanborn, Samuel Dalton, and William Marston Nov. 10, 1657; amount, £136.4.0; sworn to by Prudence Swaine, the widow, April 12, 1658.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 76.]

EMMANUEL HILLIARD 1657 HAMPTON

[Inventory of the estate of Emmanuel Hilliard of Hampton, appraised Nov. 19, 1657, by Robert Tuck, John Sanborn, and Henry Dow; affirmed by the widow, Elizabeth Hilliard; amount, £177.13.6.]

[Norfolk County, Mass., Deeds, vol. 1, p. 74.]

[Francis Page of Hampton acknowledges the receipt from Joseph Merry of Hampton of £53.6.8, in behalf of Benjamin Hilliard and Elizabeth Hilliard, children of Emmanuel Hilliard, it being their share of their father's estate; dated June 23, 1669; witness, Nathaniel Batcheller.]

[Norfolk County, Mass., Deeds, vol. 2, p. 151.]

[Timothy Hilliard acknowledges the receipt from his father-in-law, Joseph Merry, of £53.6.4, it being his share in the estate of

100-443887-100

his father, Emmanuel Hilliard, dated Oct. 13, 1669; witnesses, Samuel Dalton and Jeremy Jewett.]

[Norfolk County, Mass., Deeds, vol. 2, p. 151.]

TIMOTHY DALTON

1657/8

HAMPTON

The Laste will and Tistament of m^r Timothie Dalton Teacher to the Church att Hampton

Being in Reasonable Helth of body and of Sound and perfect memorie lauded bee God: ffirst I Give and Bequeth unto Ruth Dalton my Beloved wife. the House and land latly purched of Thomas Moulton with all the priveledges therunto belonging to Her and Her Heires for Ever Item I Give and Bequeth unto Her my loving wife a certaine P^{ar}scell of medow or march Called or knowne by the name of Burchin Iland to Her and Her Heires for Ever: Item I Doe Give unto the sd Ruth Dalton my loving wife all my moveable Goods and Houseold stuf and Cattle: to Her and Her Heirs for Ever

Item I Give and Bequeth unto my loving Brother Philemon Dalton and to my loving Cossen Samuell Dalton His Sonn the Some of two Hundred pounds wch is to bee payd to my Assignes from the Church & Towne of Hampton paying to Ruth my wife During Her naturall life ten pounds P^{er} annum: & I Doe by these P^{re}sents make my wife ruth Dalton my sole Excequetor to this my last will and Testament wittnes my Hand and seale the Eight of March one thousand Six Hundred and fifty Seaven or fifty Eight

Signed Sealed and
Delivered in the P^{re}sents
of us

Timothie Dalton
[Seal]

Henrye dow
John Cleford

I Timothie Dalton being sicke & weake of body but sound in understanding praised be God Have & doe by these p^{re}sents Give

& bequeath unto my love[in]g Cossen Barth Dalton fiftie acres of land which I purchased of william Eastow which lieth att the Head of my farme above saggamour Hill wittnes my Hand & Seale the one & twentieth of December one thousand Six Hundred & Sixty one

Signed & sealed in the
p'sence of us

Timothie Dalton
[Seal]

Henery Moulton

Joseph X Huchins

His marke

[Proved April 8, 1662.]

[Essex County, Mass., Probate Files.]

JEFFREY MINGY

1658

HAMPTON

June y^e 4th 58

Goodman Mingy sick gave Eliakim wardell that peece of land w^{ch} lyeth one the left hand of the bridg as wee goe to Exeter

It ten Ackers of upland in the great Lot one the other side of the way one the right hand one the other side of the bridg

and the fresh Medow in the great Medow

and the salt Marash that lyeth by M^r Stanells

and one Cow Coman, and one oxe Coman & 2 acres & $\frac{1}{2}$ of Swamp then saed goodwife Mingy Hussband give him what [you] will he shall have it to a farthing, then sayed goodman Mingy hee will stand in need of a yoake of beastes but I will leave it to your libertie whether he shall have the young ones or the ould ones.

and all the rest I give to my wife

then Jonathan Thing sayed who should have it but shee that hath wrought for it

This was attested by Anthony Tayler & Phillip his wyfe uppon their oathe. in y^e court held att Hampton y^e 5th 8th m^o : 58 :

Tho : Bradbury rec^d

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 76.]

[Inventory of the estate of Jeffrey Mingy of Hampton, taken by Samuel Dalton, Thomas Coleman, and Anthony Taylor July 2, 1658; amount, £318.5.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 76.]

HENRY DOW

1659

HAMPTON

The Last will & testament of Henery Dow Sen^r of Hampton Beinge Sick & weeke of Body butt firme of understanding and memory Itt I Give and bequeth unto margrett my loving wife my House lott being by Estamation ten Acres more or less & Six acres of fresh meddow att the springs & one sheare of the lower Cowes Comon; Three of my Cowes: & the Dwelling House upon the lott above sd: and att my Househould stuff Excepting whatt shall bee other waies Disposed of Itt I Give and bequeath unto my sonn Henry Dow all the planting Ground thatt is in my Hands in the East field, and my seaventeen acres of Salt marsh and . . . one sheare of the Cow comon and a sheare of the ox Comon and all my Cattell Excepting the three Cowes abovesd

Itt to my Sonn Henery, one fether bed wch Hee useth to ly upon and all the Bed Cloathes thereunto Belonging and the mid-delmost Iron Pott: and I Due by these p^rsents make and appoint my sonn Henery my sole Exequetor to this last will and testamentt Itt I Doe Give and Bequeath unto my sonn Joseph the some of thirty pounds to bee payd when Hee shall Arive to the age of twenty and one yeers. Itt I Doe Give and Bequeath unto my sonn Danill and to my Daughters mary and Hannah five pounds apeece to be payd to them when they shall Arive to the age of twenty and one years Itt: I Give unto my sonn Thomas & my sonn Jeremiah five pounds a peece to bee payd to them att the age of one & twenty yeeres And after my wives Decease the House & House lott and the six acres of medow to Returne Into the Hands of my Exequetors; In Cause thatt Hee please to Resigne up the House and fifty Rods of ground which was sometime poseded by Thomas Sleeper Into the Hands of my sonn Joseph

and Pay unto my five yongest Children above sayd five and twenty pounds thatt is to say five pounds a peece: to bee Payd five pounds to the eldest the yeere after my wives Decease and so five pounds a yeere to the next yonger untill the some of five pounds bee payd to the . . . fter and still with this ~~Þ~~viso thatt in Cause my sone Henery bee nott willing to leave the place wheare Thomas Sleeper lived & to take the lands above sayd After my wives Decease upon the Conditions above named then the sd House & House lot with the Six acres of medow are to Returne to my sonn Joseph who upon the takeing possession of them is to undertake for the paying of the twenty five pounds above sd to my five yongest Children according to the times above mentioned: Itt I Give unto my wife two of the best of my swine & so much of the Corne in the House as may maintaine Her & my Children untill Harvest & all the Crop on the House lott att Harvest & the Corne till Harvest to bee twenty bushels To this my last will & testament I sett my Hand & Seale y^e 16: 2 mo 1659

Wittnes :

Henrye dow

Robert Page

His X marke

Sam^l Dalton

[Proved Oct. 4, 1659.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 85.]

[Inventory of the estate of Henry Dow, Sr., "latt desesed upon the 21st day of Aprill 1659"; taken by Robert Page, William Godfrey, and Henry Roby May 19, 1659; amount, £193.4.6.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 1, p. 86.]

[Joseph Dow acknowledges the receipt from Henry Dow of £30 left to him in the will of his father; dated Nov. 28, 1666; witnesses, Thomas Nudd and Francis Page.]

[Norfolk County, Mass., Deeds, vol. 3, p. 46.]

[Jonas Gregory of Ipswich, Mass., acknowledges the receipt from his brother, Henry Dow of Hampton, of £5 left to his wife,

Hannah Gregory, in the will of her father, Henry Dow; dated June 30, 1670.]

[Norfolk County, Mass., Deeds, vol. 3, p. 46.]

[Thomas Dow acknowledges the receipt from his brother, Henry Dow, of £5 left to him in the will of his father, Henry Dow; dated April 29, 1674.]

[Norfolk County, Mass., Deeds, vol. 3, p. 46.]

[Daniel Dow of Hampton acknowledges the receipt from his brother, Henry Dow, executor, of £10 left to him in the will of his father, Henry Dow; dated Nov. 10, 1676; witnesses, Thomas Nudd and Joseph Dow.]

[Norfolk County, Mass., Deeds, vol. 3, p. 46.]

HERCULES HUNKING 1659

STAR ISLAND

A Envatoring of what goodes and botes I Harkles Hunking hath as foleth to three botes with fowar meinsails and three Roads three graplers with oares and all things be longen tow them and house and stage and mouren and Inker and land belongen tow the house and stage uppon the Iles of sholes star Iland named which I have in Joyed this tenn year follin with hose and hoses and land which I have hear tow the moan with upland mash & Cattell as folleth fowar melch Coues and fower Oxen and a lefen yearelans and Cafes and tow and twenty shep and nine honks of all this that I have hear manufested herar and all that I am onar of with in doar and a thout I will give on thered tow my wife and the hose and land tow lef in as long as she shall lef and after her deth tow Reteren to my Eares and the othar tow thirds tow my Daftar Ann Hunking and her Cheldren

the marke of

the mark

Rouger X Kneait wetnas

of Harkles X Hunkings

the marke

of Cester X Lor wetnes

this the 21th of Agost 1659

[Essex County, Mass., Probate Files.]

— [“An trew Invytary of the Goods of Herculius Hunckine that is uppon the Ile of shoales,” taken by Peter Twisden; amount £127.13.0.

“An Invantory of the estate of Hercules Hunkins Deceased: of the tone of Portsmouth,” taken by Elias Stileman and Richard Tucker Sept. 6, 1659; amount, £342.1.3, sworn to by Benton Hunking Nov. 8, 1659.]

[Essex County, Mass.; Probate Files.]

JAMES WALL

1659

HAMPTON

The last will & testament of James Wall of Hampton in the County of norfolke I James Wall being very weake of Body but of Good understanding & memory Due by these p'sents Comend unto all unto whome they shall Come the true Intent of my mind Conserving the setteling of my Estate after my Decease viz Conserving the Deeds formerly made to my two Eldest Daughters (Elizabeth & Sarah Wall) of my farme which lyeth westward of Robert Pages Land & bounded with the River Called Taylors River towards the South & Likewise Six Acres of Salt marsh lying on the south side of the falls River being bounded with the marsh of will Marston now in the Hands of John Cram towards the south the which lands above mentioned I Doe Conferme unto them my two Eldest Daughters Having made and appointed Henery Roby as a feffer in trust for what I Have Given unto my two Eldest Daughters & to whatt is already Given them the Land is to bee Eaqually Devided between them two: & I Doe farther Give & bequeath unto Elizabeth Wall A Horse Coltt of two yeer & the vantage old: & I Give unto my Daughter Sarah A Horse Coltt of this yeere & A peese of stuffe between them to make Each of them a Gounne the stuffe is a peese of mixt stuff of a sad Culler of a boutt twenty-five yards: & I Have Given them a fether bed with a fether bolster with a payer of blankets & a Red Rugge Itum to my Daughter Elizabeth my best Hatt & a Carsey westcot to Each of them =

Ittum I Give and bequeath unto mary Wall my Loving wife &

to my two Children which I Had by Her viz Mary & Hannah Wall my Dweling House & the House lott lying between the lott of Robert Tuck towards the south and the lott of Thomas webstur somtimes will Howards towards the north and Six acres of Salt mursh lying on the north sid of the falles River bounded with the marsh of Gilles fuller towards the north Ittum I Give my wife & Her two Children my fower oxen & fower Cowes & my mare and all the moveable Goods Excepting whatt is a bove mentioned & Given to my two Eldest Daughters Itt a Debt of fifty pounds Due unto mee from mr Samuell Dudley & Humphrey willson & thirty pounds Due from John Godward & a bill of twenty two pounds from nicolas Smith : & these lands & moveables Given to wife & my yongest Children are to bee Improved by my Excequetor for the maintinance of my wife & the bringing up of my two Children and att my wives Death or mariage whatt is left is to Returne to my two yongest Children mary & Hanna wall and I appoint Henery Robey as a feffer in trust to take noties of what Estate is left & in Cause my wife should marrie or dy whilst the Children are under Age Henery Robey is to take Care of the Estate which shall bee left to settell itt to the Children when they shall a Rive to the Age of Eighteen yeers & for the Cearfull bringing of them up in Cause God should take a way my wife by Death sooner : & I Doe make & appoint mary wall my loving wife to bee my lawfull Excequetor to this my last will & tesment which I Doe Conferme with my Hand & seale thearunto affixed the twentieth of september Ann^o Dm one thousand Six Hundred & fifty nine

Signed Sealed & Confermed James [Seal] wall
in the p'sents of

Samuell Dalton

John X Cass

His marke

[Proved Oct. 4, 1659.]

[Essex County, Mass., Probate Files.]

[Inventory of the estate, taken by William Godfrey and Samuel Dalton in 1659; amount, £373.16.0.]

[Essex County, Mass., Probate Files.]

[Guardianship of Mary Wall and Hannah Wall granted to their uncle, Thomas Philbrick of Hampton, Oct. 8, 1672.]

[Norfolk County, Mass., Court Records, Oct. 8, 1672, and Deeds, vol. 4, p. 5.]

JEREMIAH WALFORD 1660

PORTSMOUTH

The last will & Testam^t of Jeremiah Walford of Portsmouth
16. Aprill, 1660

Being visited by y^e hand of god wth sicknes & n^t knowing how hee may please to deale with mee, I have thought meet to make y^s as my last will & Testam^t as followes

Imp^r: I com[']end my soule into y^e hands of him y^t hath made it, & I hope hath redeemed it, as being able to keepe it untill y^t day

My worldly goods I thus dispose of.

I will y^t my beloved wife shall have y^e use of my house lands Cattell, & my whole estate as long as shee lives unmarried, if shee marryes yⁿ my estate to fall to my Children in y^s mann^r Twenty Acres of land lying on y^e East side of my house to bee divided between my two sonns equally, together with three Acres of Marsh lying in y^e middle of y^s Great Island.

Another p^{ar}cell of land about ten Acres more or lesse lying North-ward fro— y^e house, I will to bee equally divided between my two daughters

My Cattell also being nine in Number shall bee equally divided amongst my children, provided y^t my wife when shee marryes shall have her thirds of y^e whole estate, abovementioned.

This I will & appoint, having y^e full use of my reason as formerly, determining y^t it shall stand as my last Will

as witnesseth my hand

Jeremiah X Walford

I shall intreate my honrd ffather

his marke

Tho: Walford & M^r Henry

sherburn to bee my Executo^{rs}

Wittnesse

Henrie Sherburne

Henry X Savage his marke.

[Proved June 27, 1660.]

[Inventory of the estate of Jeremiah Walford, who died April 21, 1660; taken by Michael Rowe and William Powell July 10, 1660; amount, £95.11.6.]

JOANNA FERNALD 1660

The Last Will & Testament of Johanna Fernald Widow Made the Twentie third day of April one thousa^d six hundred & Sixtie

I Johanna fernald being Weake of body but in perfect memory doe make & ordaine this my last Will & Testament

Imp^{rs} I give & bequeath unto my daughter Elizabeth my best feather bead boulster & beading belonging unto it.

It I give & bequeath unto my daughter Mary my second best feather bed boulster & beding belonging to it. /

It I give & bequeath unto my s^d daughters Elizabeth & Mary my now dwelling house betweene them & it is my will that Elizabeth my daughter shall have y^e first choice of w^{ch} p^t she shall Like best of y^e s^d house & if it shall hapen that my daughter Mary shall marry first that then the husband of my s^d Daughter shall build for my s^d Daughter Elizabeth as good a house on y^e Ilands her father gave her or allow the vallew thereof as shalbe apprized by two Indifferent men & the Like is my will concerning my daughter Elizabeth if she mary first & that they shall not mollest or disturbe one the other before the p^rmissess be p^rformed & in meanwhile Live quietly together

It I give & bequeath unto my Sonn Samuell & my Sonn John the third feather bed & beding belonging to it to be betweene them

It I give & bequeath unto my Sonn John all the surgery bookes & Instrum^{ts} that were his fathers wth his chest

It I give & bequeath unto my Sonn Samuell a sute & cloke that was his fathers.

It I give & bequeath unto my son William fortie shillings

It I give & bequeath unto my Son Thomas one musket & a barrell of a fqulling peece & all the Carpenters and Joyners tooles.

It I give & bequeath unto my three daughters all my waring clothes woollin & Linning wth all my household stuff equally to be devided betweene y^m, my daughter Sarah to have the first choice & for the better p^rformance of this my will I make my Sonn Thomas & my daughter Elizabeth my Executors & Appoynt m^r Richard Cutt & Elias Stileman my over seers in witness wereof have hereunto put my hand y^e day & year first above written. /

witness

Johanna fernall

Anthony Ellins

John Deamant

Elias Stileman

proved in Court at portsmouth the 28 Jun 60

p^r Elias Stileman Cleric

[Inventory, June 5, 1660; amount, £118.9.6, and £3.3.0 added later; signed by George Walton and Elias Stileman.]

WILLIAM LEMON

1660

That whereas W^m Lemon deceaseing & Leaving No written will behind him concerning his estate, And M^r Antipas Mavick Exhibiting to this Court testimony that y^e s^d Lemon gave him his estate before witness, This Court accordingly doth allow thereof, provided the s^d Maverick doth enter into 20 bonds to be responsall for y^e s^d estate to any other that shall make prooffe of a better title to y^e same & is hereby enjoined to bring in an Inventory of the estate to y^e next Countie Court at dover or portsmouth

[Antipas Maverick of Kittery gives bond as required above.]

[Court Records, June 26, 1660, in Deeds, vol. 2, p. 42 b.]

[Order of court Oct. 14, 1662, that William Furber and Richard Otis, administrators to the estate of William Lemon, bring in an inventory.]

[Norfolk County, Mass., Court Records.]

CATHERINE JOHNS 1660

[Administration on the estate of Catherine Johns, widow, granted to John Fabyan June 26, 1660.]

[Court Records, June 26, 1660, in Deeds, vol. 2, p. 41.]

[Inventory; amount, £35.7.0; signed by John Hunking and Peter Twisden; brought into court July 10, 1660.]

ALEXANDER BATCHELDER 1660

[Administration on the estate of Alexander Batchelder granted to his widow, Ann Batchelder, June 26, 1660.]

[Court Records, June 26, 1660, in Deeds, vol. 2, p. 41.]

MARKER HINGER 1660

[Administration on the estate of Marker Hinger granted to William Follett June 26, 1660.]

[Court Records, June 26, 1660, in Deeds, vol. 2, p. 41 b.]

JOHN JACKSON 1660 PORTSMOUTH

[Administration on the estate of John Jackson, who died at the Isles of Shoals, granted to John Cutt July 12, 1660.]

[Court Records, July 12, 1660, in Deeds, vol. 2, p. 43.]

[Inventory of the estate of John Jackson of Portsmouth, Dec. 6, 1666; amount, £234.15.0; signed by Henry Sherburne and Elias Stileman.]

This Court grants unto Widdow Joane Jackson & Rich. Jackson pow^r of Administrac'on unto y^e estate of John Jackson deceased with out will, the s^d Joane & Richard Jackson brought in an Inventory of y^e s^d estate into this Court at y^e same time amounting unto 234^l: 15^s Concerning w^{ch} estate the Court ord^{rs} with y^e Consent of Ric Jackson & Tho: Jackson then p^rsent that the

Widow shall have the whole estate in her hand during her Life excepting 4 acres of marsh to be equally betweene Tho. Jackson & John Jackson w^{ch} they are to have at p'sent & after s^d Widows decease Richard Jackson to have the house & Land at home & to allow his Bro: Thomas: 20 shillings & his brother John Jackson eleven pownds; & the s^d Thomas Jackson to have one halfe y^e Land in y^e plaine & John Jackson y^e other halfe & w^t the estate that is in moveables shall be wasted the 3 brothers aforesd to beare their proportions of it & w^t debts y^e estate oweth to pay according to proportion and w^t is due to y^e estate to have their proportions the Eldest to beare & have a double portion as the estate may increase or decrease in debts & moveables / .

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 130 b.]

December the 24th 1681 This day by the ffree consent & app of my Brother, Richard Jackson; M^r Elias Stileman came and laid out for me tenn acres of land joyneing to the Lands I now possess beginneng from the Creek or Well, running 44 Pole, to Richard Saurtridges Land from that 48 Pole S. W. to a black Pine Stump on the West side of Rowes Land and from W: or W. N. W. 40 Pole to a Pine small Tree of Peter Balls bounds from that to the brook or well or stone where Peter Balls land begins the course being nighest N East Easterly : 76: Pole, at which time I paid said Stileman for his labour, in my Brother Richards presence three shillings in money in my own house

John Jackson

[Probate Records, vol. 4, p. 363.]

ROGER SHAW

1660

HAMPTON

In the name of God Amen The 25th day of August 1660 I Roger Shawe of Hampton in the County of Norfolk being sick and weake in body * * *

ffirst I give unto my son Joseph Shawe my ffarme, that is to say one hundred Ackers of upland bounded as followeth from the Towne bridge & goodman Levitt in p^{rt}, and Comon Contry way

in part, & the Comon in part one the south east : ffifteene Ackers of Land of my owne on the South west and mr Dalton's ffarme northwest medowes belonging to the ffarme north east And ffive and Twenty Ackers of fresh medow surrounded with [t]he Taylors River and the upland of the ffarme, the medow lying north East, And all my Salt Marsh (Excepting) ffive Ackers of that marsh to lye adjoyning to Thomas wards marsh on the south side of Taylors River with all preveledges belonging to the ffarme.

Item I give unto my son Benjamin Shaw my dwellying howse howses, Orchard Garden and all the land I have on the northside Taylors River, medow, upland or swamp wth all Comonages and prveledges thereunto belonging wth ffifteene Ackers of upland or Swamp lying att y^e South west end of the ffarme, with ffive Ackers of salt marsh on that side my marsh towards Taylors River adjoyning to Thomas wards

Item I give to Margaret ward my Daughter ffive shillings

Item I give to my Daughter Ann flogg thirteene pounds

Item I give to my Daughter Hester Thirteene pounds

Item I give to my Daughter Marie Twenty pounds.

Item I give unto my son Daniell Tilton ffive pounds

Item I give to my son Benjamin one horse Coult, Three yearelings one Ewe Lamb the bed he lyeth on two puter Dishes, one of ev'ye Iron thing in the howse if there be two (or els not) A third part of all husbandry ware halfe of all Carpenters Tooles I have : six bushels of wheat and ffowerteene of Indian Corne but hee must be att cost of all labo^r to itt : Also I appoint Benjamin to have for his use my howse and Land on the southeast side the Country high way now for his use. Excepting halfe of the Orchard wch I give to my son Joseph for Two yeares and the peece of medow on this side the Towne Bridge, And for all these goods I give unto Benjamin my will is that he shall pay unto Daniell Tilton [t]he sum of Twenty five pounds when hee comes to the aige of 21 yeares : The wch sum is xxth pt of itt wch I was to pay by Covent & 5^l I give him more as is above expressed in my will And for want of paym^t of his 25^l I do bind over my

sons Benjamins Lands for the securitye of itt to be paid out of the rents of the Lands untill itt be fully paid: Also I Do appoint Samwell flogg & my son Joseph as trustees to order & direct my son Benjamin untill hee come to ye age of 21 yeares according to Law in all thinges.

Item I give all the rest of my goods both moveable & unmoveable wth the use of all the ffeild on the oth^r side on the high way (but two Ackers on the nerer side one yeare) I give unto my son Joseph And my will is that hee is sole Executo^r of this my last will and Testamt and I appoint him to pay all my Debts Legacyes that are or shall appeare to be Due according to Law Excepting what is appointed to be paid other wayes. And if my Executo fails to make paymt I appoint his Lands shall pay them (not by saile) but by [t]he Rent of itt untill they be paid or any pt thereof. And my will further is that if my son Joseph and Benjamin Dye without issue then [t]he Lands to goe my other Daughters Ann, Hester, & Marye & to their Heires for ever Considering a Competencye for there wifes att the Discretion of my supviso^{rs} John Leveritt & samuell flogg whome I appoint as trustees to see this my will p^{er}formed

And renounce my all other former wills either by words or writings I make this my last will & Testament In witnes whereof I have here unto sett my hand & seale the day and yeare above written.

Roger [Seal] Shawe

Signed sealed in the presence of us:

John Cleford

Samwell Hall Ser.

The twentieth of march one thousand Six Hundred and Sixty I Roger Shaw being yett in the land of the living & in sound memory & Sence: Doe thinke meett to aDe to this my last will as ffolloweth viz that whearas thear are two of the Children which Have thirteen pound a peece Given them I doe appoint thatt they shall have butt five apeece: and whearas I have Given one Child five shillings I doe appoint thatt itt shall have five pound all which

somes are to bee payd within a yeere after my decease & whearas I did bequeath fourteen bushils of indian Corne to my son Benjamin & Six bushils of wheatt I doe now appoint thatt Hee shall Have none : & whereas I did appoint y^t benjamin should Sow two acres of y^t lott on the other sid of the way the next yeere I doe now appoint that Joseph shall Have the $\frac{1}{2}$ fitt thereof the next yeere and whearas I did appoint Benjamin to pay his brothr Daniell Tilton twenty five pownd when hee Cam to age I Doe now appoint Him to pay His Sister Mary twenty pounds att the time appointed her to pay five pound to His brother Joseph when Daniell Comes to Age & I Doe appoint my son Joseph to pay Abraham & Daniell Tilton their portions according to Covenant when they shall Come to Age and to this my last addition I Doe sett my Hand & seale the Day & yeere a bove written

Signed Sealed in
the p^rsents of us

Roger [Seal] Shawe

Samuell Dalton

John Clifford

[Proved Oct. 10, 1661.]

[Essex County, Mass., Probate Files.]

[Inventory of the estate, taken by John Sanborn and William Moulton June, 1661 ; amount, £369.1.0.]

[Essex County, Mass., Probate Files.]

ANN BATCHELDER

1660

PORTSMOUTH

The last Will & Testament of Anne Batchelor widow of Portsmouth in Pascataq River made y^e 5th Novemb^r 1660.

I Ann Bachelor being weake of Body, but in p^rfect memory doe ordaine this as my last Will & Testament, heereby revokeing all former Wills, Legacyes & bequests w^eever.

Imp^r My debts & funerall charges being paid out of my whole estate I give & bequeath unto my Sonn Jn^o Bachelor y^e true sum^e of thirtye pounds, my son being alive at my death, if hee bee not

alive at my Death then I will y^e said Sum'e unto his widdow & theyr joynt Children equally to bee divided among them.

I give unto James Leech twenty shillings, unto his wife twenty shillings, & unto theyr foure children ten shillings a peice

I give unto Jane flurzen my best hatt & blue pettycoate

I give unto Mary Walford Widdow my best pettycoate & twenty shillings & unto her foure Cheldren ten shillings a peice

If in Case I dye before my Servant Richard Peirce his time bee out w^t time remaines I give him, wth an Axe, handsaw, Adze Augre a calking Iron or two together wth two suits of Apparell & three shirts

I give more unto my said servant Rich : Peirce forty shillings.

I give unto Tho : Paine wⁿ his time is expired forty shillings & Executours for y^e better performance of this my will I make Joshua Moodey & M^r Elias Stileman & desire M^r James Pendleton to bee my overseer.

In wittnes w^{of} I have heere unto set my hand in y^e day and yeare above written

Witnesse

The marke of
Ann X Batchelour

The Marke of
Mary X Walford

The marke of
Ann X Hart.

[Proved June 26, 1661.]

[Inventory, Nov. 27, 1660; amount, £96.1.0; signed by William Seavey, James Leach, and Samuel Haines.]

THOMAS JOHNSON

1661

DURHAM

[Administration on the estate of Thomas Johnson granted to William Furber and William Follett June 27, 1661.]

[Court Records, June 27, 1661, in Deeds, vol. 2, p. 57.]

[Inventory, July 1, 1661; amount, £200.6.6; signed by John Davis and William Roberts.]

[Settlement of the accounts, brought into court by William Follert and William Furber, administrators, June 30, 1663. One item is "diett for the Childe."]

This Court ord^s that the child of Thomas Johnson shall live with goodman Layton if he consent untill she be ten yeeres of age, & he to be allowed out of her estate 5^l a yeere, & from the age of ten yeeres untill she be fourteene yeeres he is to Keepe & maintaine her at his owne pro^p cost & charge & then she is to make choice of her guardian, unto this agreem^t goodman Layton did consent

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 76 b.]

The Estate of Thomas Johnson of Oyster River deceased not having any heire making claime thereunto is Comitted to the use of the Towne of Dover according unto the Law title eschates pa: 28, & this Court further orders that the Administrato^{rs} to y^e s^d estate deliver it up unto the select men of the s^d Towne & a Com[']ittee be appoynted to audit y^e s^d Administrato^{rs} acco^t

The Com[']itte agreed upon & then chosen were Capt Rich: Waldern: Deacon Jn^o Hall: & m^r Pet^r Coffin

[Court Records, June 27, 1665, in Deeds, vol. 2, p. 109.]

WILLIAM STORY

1661

[Administration on the estate of William Story granted to Samuel Austin June 27, 1661.]

[Court Records, June 27, 1661, in Deeds, vol. 2, p. 57 b.]

[Inventory, Oct. 8, 1660; amount, £130.5.0; signed by William Pomfret, Hatevil Nutter, and Job Clements; sworn to by Sarah Austin, "sometimes the wife of W^m Story deceased," June 27, 1661.]

The s^d Austin brought into Court an Inventory of the Said estate amounting to: 130^l. 5^s. 0^d. the Widow of y^e s^d Story now wife to y^e s^d Austin is allowed her thirds out of the whole w^{ch} is 43^l. 6^s. 8^d; & the remaind^r 86^l: 16^s 4 to be devidid among the

fewer children the Eldest to have a double portion Viz 34^l. 14^s. 8^d & the other three 17^l. 7^s a peece when they com to y^e age of 21 yeeres. the whole estate to remane in y^e hands of s^d Samuells Austin the father in Law [step-father] to y^e s^d children for there bringing up or shall chuse there Gardian before provided he give double bonds unto this Court that it shalbe p^d to the children accordingly, & is granted Libertie to sell any of the houses & Lands or to lett the Same provided he brings in good securite to next Court at yorke for paym^t of the Childrens portions

[Court Records, June 27, 1661, in Deeds, p. 57 b.]

—— PALMER

1661

[Guardianship of Joseph Palmer granted to his brother, Christopher Palmer of Hampton, and Walter Roper of Ipswich, Mass., Oct. 8, 1661.]

[Quarterly Court Files, Salem, Mass., vol. 7, p. 53.]

TIMOTHY DALTON JR. 1662

HAMPTON

[Administration on the estate of Timothy Dalton, Jr., sometime of Hampton, granted to Samuel Dalton April 8, 1662.]

[Norfolk County, Mass., Court Records.]

[Inventory of the lands of Timothy Dalton, Jr., of Hampton, May, 1663; 55 acres of land in all, value not stated; signed by Samuel Dalton, and presented to the Hampton court Oct. 13, 1663.]

[Essex County, Mass., Probate Files.]

WILLIAM COLE

1662

HAMPTON

The last will of william Coule of Hampton in the County of norfolke,

I william Cole being very Aged & now taken very sicke and nott like longe to Continue in this world & yett by Gods mercy

retaining my perfect sence & understanding Doe Declare itt, to bee my last will as followeth viz thatt unice Coule my wife shall have all Her Cloathes which she left with mee both Her wollin Clothes & Her linin & Her small linin y^t is to say Hancherchers neckclothes & Head linen thatt is made for Her; & for my Housen & lands that is free & nott Ingaged I Doe Give & bequeath the same unto Thomas Webstar of Hampton upon Good Considerations & my Cattell & Houshold stuff & twoles & whatt Ever Else Remaines free after Ingagements Discharged all to Remaine unto the sole & proper use of the sd Thomas Webster his Heires & Assignes for Ever upon Condition of his keeping of mee Comfortably Duering the time of my naturall life & I doe appoint my loving freinds Deacon Willi^a Godfrey & Thomas webstar to bee my lowfull Exequetors to this my last will & Testament the which I Conferme with my hand & seale the twenty sixt of may one thousand six Hundred & sixty two

Sealed & Confermed in y^e

presence of us

William [Seal] Coule

His marke & Seale

William Godrey

His X marke

Samuell Dalton

[Proved April 14, 1663.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Court Files, vol. 1, p. 35.]

[Inventory of the estate; amount, £59.1.0; attested by Thomas Webster, executor.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Court Files, vol. 1, p. 35.]

[Order of court April 14, 1663, that Thomas Webster, executor of the will of "old Cole" of Hampton, pay the widow one half of the balance after paying the debts.]

Amount, £59.14.0

Debts, 18.13.7

£41. 0.5

The one half payable to the widow, Eunice Cole, was ordered to be paid to the selectmen of Hampton for her use.]

[Norfolk County, Mass., Court Records.]

THOMAS WILSON 1662

[Administration on the estate of Thomas Wilson granted to Nathaniel Fryer June 24, 1662.]

[Court Records, June 24, 1662, in Deeds, vol. 2, p. 67 b.]

JOHN WEBSTER 1662 PORTSMOUTH

[Rachel Webster, widow, renounced administration on the estate of her husband, John Webster, and Capt. Waldron and Elias Stileman were appointed temporary administrators June 24, 1662.]

[Court Records, June 24, 1662, in Deeds, vol. 2, p. 69 b.]

[Administration on the estate of John Webster of Portsmouth granted to Capt. Richard Waldron June 30, 1663.]

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 75.]

JOHN BICKFORD 1662 ISLES OF SHOALS


[Administration on the estate of John Bickford of the Isles of Shoals granted to Philip Tucker June 24, 1662.]

[Court Records, June 24, 1662, in Deeds, vol. 2, p. 67 b.]

VALENTINE HILL 1662

[Writ of dower granted to Mary Hill for one third of the real estate of her late husband, Valentine Hill; and Lieut. Ralph Hall, Ensign Davis, and Robert Davis are empowered to set it off.]

[Court Records, June 24, 1662, in Deeds, vol. 2, p. 67 b.]

[Inventory of "A parsell of Land formerly granted unto m^r vollentine hill deseced by the towne of dover as  Copy shoon by

Leff^t Nathaniell hill Adminestrator to sd wallentine hill which Land is Lying & being at the head of oster river in the provnece afore said containg about 500 acers as allso A parsell of medoe at wheelrights pond," June 30, 1699; amount, £45.0.0; signed by John Pickering, Stephen Jones, and Joseph Jones; attested by Nathaniel Hill July 4, 1699.]

[Probate Records, vol. 3, p. 161.]

[Additional inventory, June 7, 1721; amount, £75.0.0; signed by Stephen Jones and Joseph Jones.]

[Probate Records, vol. 3, p. 185.]

JOSHUA KENDRICK 1662

[Administration on the estate of Joshua Kendrick granted to Nathaniel Fryer June 24, 1662.]

[Court Records, June 24, 1662, in Deeds, vol. 2, p. 67 b.]

JOSEPH AUSTIN 1662/3

DOVER

I Joseph Austin of dover in perscataque beinge sike of body

* * *

ase for my estate when all my just and honist debtes are pead and satisfied I doe give and bequeath onto my wife the one therd part of my holle estate wich ise left and tow therd peartes to bee devided amongst my Children: only I doe give onto my sonne Thomas Austin a doubell portion: and ase for my Children and that wich I have given them: I doe leave them with my wife: and Capt walldon: and Ellder winford and my Brother peter Coffin: to order and dispose of them ase meay bee most for the glory of god and ther Comfort till the Com to yeares of discrision to guid themselves and what I leave them: and given: and this beinge my last will and testament I doe intreat and desire my lovinge frinds Capt Richerd walldon and Ellder william winford and my Brother

peter Coffin to see ite fullfild in wittnes hearofe I have heare onto set to my hand and seall this twenty fith deay of January on thousand sixe hundred sixty and tow :

wittnis
the words interlined wich ise
left was before the seillinge
hearofe :

Joseph X Austin [seal]
his marke

John Robeards
mary hanson

This will being brought into Court held at Dover the 1^t of July 1663 & the Court conceiving it to be Imperfect for want of Nomy-nation of execut^{rs} doe appoynt the Widdow of the deceased Adminstratrix to the estate of y^e deceased & order that the Adminstratrix shall not order & dispose of the estate with out the Concurrence of the overseers menc'oned in this will or any two of them whoe have pow^r according to y^e will of y^e deceased to see that it accordingly be \wp formed

\wp ord^r of Court

Elias Stileman Cler

[Inventory, Jan. 29, 1662/3: amount, £470.0.0; signed by Hatevil Nutter, John Hall, Ralph Hall, and John Heard; attested by Sarah Austin July 3, 1663.]

RICHARD SEWARD 1662/3

ffbruary 21 1662

In the nam of god amen; I Richard Seaward being weeke of body yett in sound and parfitt memmory doe ordaine this to bee my last will and testament

Itam I give drake point to my grane Child John Jackson; Item the next point I give Richard Jackson Item the rocke point to Mary Seaward; Itam the rest of the land equally to be devied betwext Richard Seaward; and Richard Jackson; Item my housells goods equally to be devied betwxt Richard Seaward; and Richard Jackson; Item my hole parte of the Visell and Car-

goe equily to be divied betwext Richard Seaward Chrildron and Richard Jaickson Chilldron; Item fortene pound of mony which my brother Rogger Seaward is in deted to mee I give to my sonn Richard Seaward; my detes binge first payed; I doe heere apoint the saied Richard Seaward and Richard Jackson my over seeres wittnes my hand and seale the yeare and day aboufe ritten for the land which my brother Rogger doth live in hee is quietly to enjoy it for his life time; with out any mullisattion

wittnes

Richard X Seaward his marke

Nichleus Winkleey

[seal]

Thomas Bransell

Tho: Besson

Will Atwood

Nikolas: winklye & Tho Bransell Came before mee & made oath that this will was the akt & deed of Richard saword senier a little before his death

Before mee

Brian Pendleton

Comisioner

[Proved July 1, 1663.]

[Inventory presented June 30, 1663, amounting to £141.10.0.]

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 75 b.]

ROBERT DRAKE

1663

HAMPTON

In the name of God Amen: the fifth of May in year of our lord one thousand six hundred & sixty three; I Robert Drake in the Town of Hampton in New-England in Norfolk Searge-Maker * * *

Item: my goods I give & bequeath as followeth: To my son Nathaniell Drake I Will & bequeath six pound; & to my son Abraham Drakes eldest son Abraham Drake I give twelve pounds To my Daughter Susanna Drake twelve pounds to my Grand-

child Rachell Drake twelve pound; to Jean Drake twelve pounds y^e which are my son Nathaniels two Daughters; to my Grandchildren Susanna Drake, Sarah Drake, Mary Drake, Elisabeth & Hannah, to each of them twelve pounds, being y^e Children of my son Abraham Drake; & to my son Abraham Drake I will & bequeath the remainder of my estate being my house & house lot with my Medowes salt marsh & fresh with six shares, fower of Cow Commons & two of ox Commons with all rights privileges & appertenances thereunto belonging my upland & whatsoever lands; as also my Cattell; three steres two of seaven yeares of age & one of fower; two Cows, one yearling, Item my household stuff bed & bedding Brasse & puter Iron & Lead whatsoever; all which my mentioned estate I will & bequeath to my son Abraham Drake; my sayd son to pay y^e aforespesified legacies to the severall parties as before given; at one & twenty yeares of age; none to make any demand till a year after my decease; Item if any of my Grandchildren dye before they be of age, there portion to be devided equally amongst my Grandchildren yet living; It: I Will & give to my son Abraham Drake all Debts, Dues, bills; bonds whatsoever belonging to me.

Item I ordain & Constitute my son Abram Drake my sole executour to this my last will & testament revoking all other former wills by me made; in wittenesse whereof I have hereunto set my hand & seal the eighteenth of May one thousand six hundred & sixty three

Testes

[Seal] Robert X Drake

John Barsham

his Marke

Giles fuller

[Proved April 14, 1668.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Court Files, vol. 1, p. 106.]

[Inventory of the estate of Robert Drake, yeoman, "who deceased the 14th of Jenewary, 1667"; taken by Samuel Dalton and Abraham Perkins Jan. 28, 1667; amount, £184.10.0.]

[Essex County, Mass., Probate Files.]

ROBERT MARSHALL 1663

[Administration on the estate of Robert Marshall granted to Capt. Brian Pendleton and Lieut. Richard Cutt June 30, 1663.]

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 76 b.]

EDWARD LLOYD 1663

[Administration on the estate of Edward Lloyd granted to Edward Rishworth, Samuel Maverick, and Richard Stileman June 30, 1663.]

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 75.]

This Court being informed that there is a failing of y^e Administra^{rs} to m^r Edw. Lyds Estate by Reason of the death of one of them & the neglect of another doe se it meet that m^r Richard Stileman that was one of them should & may act from time to time in & aboute the s^d Estate by himselfe alone as all or any two of them might have done untill the Court shall take further ord^r thereabout.

[Court Records, June 27, 1665, in Deeds, vol. 2, p. 109.]

HENRY HALLWELL 1663

DURHAM

[Administration on the estate of Henry Hallwell of Oyster River granted to his widow, Rebecca Hallwell, June 30, 1663, who presented an inventory amounting to £16.9.10.]

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 75.]

JOHN TUTTLE

1663

DOVER

Jn^o Tuttle of Dover dying Intestate, this Court empowers his Widdow Dorothy Tuttle as Administratrix to y^e s^d estate who brought into Court an Inventory of his estate amounting to 85^l:19^s:6^d w^{ch} the Court ord^r as followeth: viz^t It appearing to this Court y^t the Eldest daughter of the deceased is married & hath

had her portion already ord^d that his Son Jn^o Tuttle shall have 10^{ll} when he comes to 21 yeeres of age & y^e youngest daughter to have 15^{ll} when she coms to the age of 18 yeeres, or be disposed of in marrieg & the remainder of y^e estate shall be to y^e Widdow during her Life or Widdowhood estate & if in Case she shall marry then to have the thirds according unto Law; & after y^e widows decease or marriage the Son to have the Lands. /

[Court Records, June 30, 1663, in Deeds, vol. 2, p. 75 b.]

[Inventory, July 3, 1663; amount, £85.19.6; signed by Hatevil Nutter, Thomas Leighton, and John Hall.]

ROBERT MUSSELL 1663/4

In the Name of God Amen

I Robert Mussell being in perfect health & Memory doe here by make & declare this to be my last Will & testament: as followeth. ffirst I bequeath my Soule into the hands of Almightye God that gave it me; and my body to the earth at the time of my dissolution when it shall please God to call me, to be devoutly buried in a Christian manner, at the discession of daughter Audery Lux, whome I doe hereby make my sole heire & executrix and to whose Issue I freely intend & bequeath, after my decease, my now dwelling house & Lands adjoneing to it, for ever—

2^{ly} I doe give & bequeath to my daughter Mary Jeffery, Ten shillings. & unto hir Sonne Richard Roe Ten shillings. And to the two daughters of my daughter Audrey, Twenty shillings a peece. to be paid Unto them by my executrix, onely the grand children specifide in this will are not to have theire legacies delivered to them untill they come to the age of eightene yeares, and what may be omitted of me towards them further I shall & doe leave it to the discession of my daughter Audery to doe as she shall see good, by theire behaviour & dutifull obedience to deserve., thirdly I give alsoe to my sonne Lux my daughters husband ten shillings. and lastly I give Unto the now Minister of Kittery five

shillings as a remembrance of my love & thankfulnes to him for his paines in the Ministry, his name is m^r Belcher. All we^b legasies, excepting that to my Grand children my heire is to pay presently after my decease, & the Grandchildrens as is above exprest, at the age of eightene yeares All wch legasies being paid I give all the rest of my estate what soever Unto my said daughter Audery & doe declare hir to be the whole & sole heire of all. Witnes my hand & seale this first of March: in the yeare of our Lord God one thousand six hundred sixtie & three.

Signed & sealed in Robert Mussell [seal]
the presents of us.

John Adams

Richard: Tucker.

[Proved June 30, 1674.]

[Inventory, Nov. 28, 1673; taken at the request of William Lux and his wife; amount, £7.10.6; signed by Nathaniel Fryer and Abel Porter.]

Articles of agreem^t made and concluded on this tenth day of April in the fourth year of the Reign of our Sove^r Lord George by the Grace of God of Great Brittain & Ireland King Anoq Dom. 1718 That whereas Sundry tracts or ¶cels of Land within the Township of New Castle in New Hamp^r as ¶ the draft hereunto annexed and also a tract or ¶cel of Land within the Township of Kittery in the County of Yourk & Pro of the Massa. bay in N. England did belong & a ¶taine unto Robert Mussell our Grand father late of S^d New Castle formerly Portsm^o des'd all w^{ch} Land do now of right belong unto us y^e Subscribers John Crunch & Francis Crunch his wife Tho^s Cosen & Eliz^a Cossen his wife Tho^s Marshall Jun^r Chrustopher Fedrick and Mary Fedrick his wife Tho^s Pierce and Eliz^a Pearce his wife all of New Castle aboves^d and all the Surviving heirs to the S^d ¶cels or tracts of Land &c^a Now Know y^e that we the S^d John and Frances Cronch Tho^s & Elizth Cosen Tho^s Marshal Jun^r Chrustopher Fedrick and Mary Fedrick his wife Tho^s & Eliz^a Pearce for each of us our

Selves or our heirs exec^{rs} and adm^{rs} or any of them for Ever by these p^rsents Have given & granted and by these p^rsents have released and do for Ever quit claim to any part or portion of the S^d Lands except what falls to our Share as hereafter is expressed and Sett forth and is in the Plott or figure hereunto annexed (Viz^t) 1st To John Crunch & Frances his wife and to their heirs exec^{rs} adm^{rs} & assigns all that tract of Land in the Township of Kittery on the Creek that runs to Broadbut Harbour and is what Sam^l Ford now possesses and also all that lott of Land in New Castle whereon his house now Stands together wth all the Garden land round it and water Side thereunto belonging and abutting begining at a Stake N^o forty two degrees west distance fifty two foot from the N. W. Corner of Tho^s Marshals Sen^{rs} old house & So from that Stake on a north Course to the Land late Nath^l Fryer dec^ded and is now in the possession of John Frost being about Ninety foot and So down East South east by the S^d Frosts land across the high way over the Bank into the River aboute 190 foot to low Water mark and then along by the River side to a stake on the flats and from that Stake up on a west eight degrees north Course over aCross the Bank & highway again aboute one hundred & ninety foot to the first Stake up on the Garden side north 42 deg. west and 52 foot from the said Marshals Corner to have & to hold all the S^d parts or division of the S^d premisses wth all the appurtenances northard of that and thereunto belonging or any ways appertaining to them the S^d John & Frances Cronch and every of their heirs exec^{rs} adm^{rs} or assigns for Ever—2nd To Tho^s Cosen and Elizth his wife and their heirs exec^{rs} adm^{rs} and assigns for ever all that tract or plott of Land that lyes in N. Castle by the Sea Side on the South Side of the Sandy beech and is bounded by the Land formerly James Pendleton on the north side thereof and is aboute two acres wth all the priveledges & appurtenances thereof and that for Ever—3^{dly} To Tho^s Marshal Jun^r all y^t South and east part of his fathers old possession begining from low water mark adjoyning to John Cronch on the north Side and So to run up from the River by the Said Crunches Lott aCross the high way

about 190 foot to y^e S^o west part or Corner Stake of the S^d Cronchis Lott and then along by the west Side of the Same on a north Course to y^e Land now in the possession of John Frost and So along westerly by s^d Frosts Land & M^r Hinck's till it coms to a bryer bush and from that bryer bush South Sixteen degrees East over the Rocks two hundred & fifty foot to a stake and from that Stake on a south fifty degrees west Course Seaventy Six foot or thereabouts to y^e high way that leads along by m^r Reeds Door and so Southard by the high way to y^e Land late of Andrew Pepperills De'd and So by S^d Pepperells Gardin through the pond & over across the high way into y^e River and then along by the River northard to John Crunchis bounds To have & to hold to him the S^d Tho^s Marshall and his heirs exec^{rs} adm^{rs} & assigns for Ever wth all the priviledges thereunto belonging — 4th to Christopher and Mary Fedrick all that part or plott of Land whereon his house now Stands begining at the water Side next & adjoyning to y^e lott formerly belonging unto black Esses alias Cosso and So to run up Southerly by the side of the S^d Cosso's lott to y^e S. W. Corner and then Easterly by the Same lott until it com's to y^e bryer bush & bounds of the afores^d Tho^s Marshal Jun^r lot and so along by that line South 16^d East one hundred & Seaventy three foot to a stake & from that Stake through y^e Croch of an aple tree on a South forty three degrees west Course ninety nine foot or thereabouts to a Stake wthin the fence on the highway and So along westerly as the high way runs Eighty five foot to a stake wthin the fence & from that Stake on a north Sixteen degrees East Course Eighty nine foot to an other Stake in the field and So down on a north twenty Seaven degrees west course into the River a Cross the high way leaving Tho^s Pearces house two foot & a halfe to y^e Westward of the line all w^{ch} piece or plot of ground is y^e Said Fedricks portion or Share to them and their heirs exec^{rs} adm^{rs} and assigns for Ever To have & to hold wth all y^e priviledges and Apurtenances thereunto belonging — 5th to Tho^s Pearce & Eliz^a his wife all that Land that Lyes to the westard of s^d Fedricks from the high way down northward to y^e high way by the

water Side and So across the way over the Bank into the River and is bounded by Henry Paine on the west and S^d Fedrick on y^e East together wth all that Lott that the Graves is contained in and is what lyes between the S^d Fedrick and Tho^s Marshal Jun^r as by their bounds before expressed as is Sixty Eight foot fronting on the high way y^t runs by Reeds & Kelly's houses wth all the priviledges thereunto belonging To have & to hold the S^d two Lotts to them the S^d Tho^s & Elizth Pearce and their heirs Exec^{rs} adm^{rs} & assigns for Ever In Wittness we the partyes as aboves^d do mutually together agree to Stand & abide by the foregoing division and do bind & oblidge our Selves & our heirs Exec^{rs} and adm^{rs} each one to y^e other in the penal Sume of fifty pound to be recovered from him that any way offers to disturb the quiet possession amongst our Selves or to act contrary to y^e true Intent & meaning of these p^rsents As Wittess our hands & Seales the day and year as afores^d

signed sealed & D D in the

Þsence of us

John ffrost

Nath^l hite

Henry Payn

John Cronch [Seal]

Frances Cronch [Seal]

Tho^s Cosen [Seal]

Elizth Cosen [Seal]

Tho^s Marshal Ju^r [Seal]

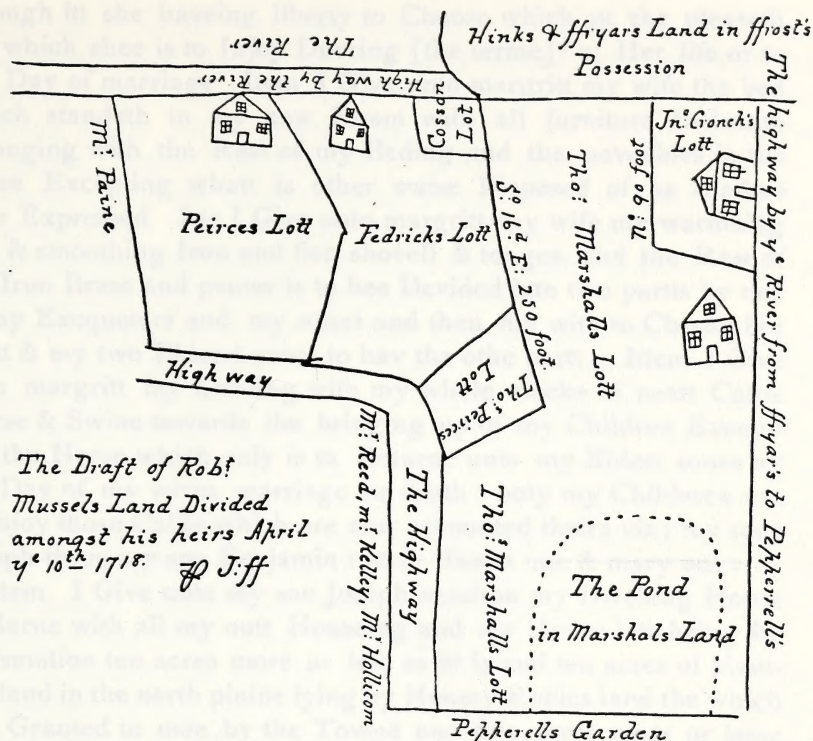
Christop^r ffredrick [Seal]

Mary ffredrick [Seal]

Tho^s Pearce [Seal]

Eliz^a Pearce [Seal]

[Deeds, vol. 10, p. 491.]



[Deeds, vol. 12, p. 207.]

WILLIAM MOULTON 1663/4

HAMPTON

The Last will & Testament of william moulton of Hampton in the County of norfolke in new England:

I william moulton being sick & weak of body butt sound in my understanding & memory Doe by this my last will & testament settle my Estate as followeth

Imp I Give & bequeath unto margritt my Loving wife my new House being the west partt of my Dwelling House with the Chambers belonging thearunto and the use of the leanto and the one Halfe of the orchyard as itt is Devided by a parth Goeing

through itt she haveing liberty to Choose which pt she pleaseth the which shée is to Injoy Duering [the terme]¹ of Her life or to her Day of marriage Item I Give unto margritt my wife the bed which standeth in my new Room with all furniture theirunto belonging with the Rest of my Beding and the moveables in the house Excepting whatt is other waise Disposed of as shalbee after Expressed Itte I Give unto margritt my wife my warmeing pan & smoothing Iron and fier shovell & tonges, and the Rest of the Iron Brass and peuter is to bee Devided into two partts by one of my Exequeters and my sones and then my wife to Choose her partt & my two Elderst sones to hav the othe partt: Item I Give unto margritt my Loveing wife my whole stocke of neatt Cattle Horse & Swine towards the bringing up of my Children Excepting the Horse which only is to Returne unto my Eldest sones att the Day of my wives marriage or death: only my Childeren are to Injoy those Cattle which are now accounted theirs viz: my sone Joseph three my son Benjamin two & Hanna one & mary one:

Item I Give unto my son Joseph moulton my Dwelling House & Barne with all my outt Houseing and my House lott being by Estimation ten acres more or less as itt is and ten acres of planting land in the north plaine lying by Henery Robies land the which was Granted to mee by the Towne and five acres more or lesse lying in the East field adjoyning to the land of will Samborn & Samuell ffoge: and nine acres of fresh medow lying near to the Great bores Head between the medow of John Browne and Gilles fullers: Item two acres of Salt marsh lying in a place Called the severals between the marsh of william ffuller and Christopher Palmer: Item five acres of Salt marsh on the other sid of the fales, lying betwee[n] the marsh of will ffifield & Phillip Lewes: Item I Give unto my son Joseph three shares of Comonedg two shares of the Cow Comon & one share of the ox Comon: Item I Give & Bequeth unto my sonn Benjamin Moulton ten acres of Planting land Adjoyning to my House lott: and ten acres of Planting land in y^e north Plaine Adjoyning to y^e lott of Thomas

¹ Words in brackets are supplied from the recorded copy.

marston y^e which was first Granted to Robert marston: Ittem fower Acres of medow in the Greatt medow lying between the medow of will fuller & Henery Robey: Ittem thre: acres in the Greatt Bores Head medow Adjoyning to the medow somtimes Thomas Chases: Item five acres of Salt marsh lying on the other side of the River by the landing place Ittem one share of the Cows Comon and one share of y^e ox Comon: Item I Give unto my Son Robertt Moulton six acres of Planting land in the East feild Adjoyning to the lott of John Redman

And further itt is my will and Determination thatt when my sone Joseph shall Come to the Age of twenty one yeers hee shall Enter upon & posses the land which I have here Given and Appointed for him and them thatt hee shall yeerly ~~pro~~vide and lay in for his mother fower loads of Hay: and shall likewise pay unto his mother Every yeere fifteen Bushiles of Indian Corne and Eight Bushiles of wheatt and five Bushiles of malt all merchantable and thatt my son Joseph shall afford and Allow His mother Convenient House Room for her Hay and Cattell Duering the terme of her life or to her Day of marriage

and further thatt my son Benjamin shall ~~pro~~vide for his mother three load of Hay yeerly to bee putt into the Barne and to pay her ten bushilles of indian Corne & Six bushiles of wheat yerly Duering the time above sayd: the which Corne is by both my sons to bee Delivered as their mother shall stand in need

Itt I Give & Bequeth unto my daughter Hanna moulton the some of ten pounds to be payd out of my stock when shee shall Com to the Age of sixteen yeers the which is to bee Improved by my Exequetor for her untill shee shall Com to the Age of twenty yeer or att her day of marriage which shall fall out first

Itt I Give unto my Daughter mary the some of ten pounds to bee payd by my sonn Joseph five pounds when [she] shall Come to the Age of sixteen yeers and five pounds the yeer following

Itt I Give unto my Daughter Sarah the some of ten pounds to bee payd by my sonn Benjamin five pounds when shee Come to the Age of sixteen yeers and five pounds the yeere followin

Item I Give unto my Daughter Ruth the some of ten pounds to bee payd by my son Josuph moulton five pounds when she shall Arive to the Age of sixteen yeers and five pounds the yeere following

Item I Doe appoint Conserving my Child which is yett un Borne thatt if God Give itt life untill itt Come to the age of fourteen yeeres itt shall Chose a gardian and shall then my two sones Joseph & Benjamin shall pay unto the sd Child the some of five pounds to bee Improved in the Hands of the sd Gardian for the ¶fitt of the Child untill itt shall Come to Age: and itt is Alwaies ¶vided thatt att my wives marriage the paymentt of the Corne & Hay by my sons above mentioned shall seace: and thatt when my wife leave the house the sd new Room is to Remaine to my sonn Joseph and y^t all her Removeing the bedstead & the Greatt Table and other Lumber shall Remaine in the house by lumber I Intend tubes & troughs & such like: and thatt when my sones Come to Age my plowes Cartes yoaks & Chaines and such Implements of Husbandry shalbe Devided between my two sons Joseph & benjamin: and thatt my two sones Joseph & Benjamin shall ¶vid & bring home for their mot[h]er twenty loads of wood ¶ annum thirteenth loads to bee ¶vided by Joseph & seaven loads by Benjamin Duering the terme of her life or untill the Day of her marriage & they are to begin their time of ¶viding of this wood when Benjamin shall Come to the Age of twenty one; and my will and Intent is thatt If my sone Joseph Depart this life before hee Com of Age thatt then my sonn Benjamin shall Injoy his ligestey and thatt my sone Robertt shall Injoy the legesay appointed to Benjamin

And farther I Doe will and Determin thatt if thear bee any of the stocke left att my wives Desease thatt itt shalbee Devided amongst my Children by my Exequetors or so much of itt as they shall Judge meett my two Eldest Exeqter and I Doe make Co[n]-stitute and appoint my Loving father in law Robert Page yeoman and my Loving Brother in law Henery Dow to bee my Lawfull Exequetors to this my last will and testament who are to Adminester

[uppon my estate] and to settele itt according to this last will after my Disease and I Doe appoint y^t att my sones Reseiving their p^otions they shall allow unto their mother Comonedg for to keepe her Cattle Duering the time above sparcified and this my last will and testament I Doe Conferme with my hand & seale the Eight Day of march Anno D one thousand six Hundred and sixty & three: p^ovided thatt if att my wives marriage the thirds of my land should bee Claimed from my sones then y^t the Exequetors shall Devid the stock to my Children or so much of it as they shall see meett

Wittnes my Hand & seale

Will [Seal] moulton

Signed Sealed and Confermed

in the p^osents of

Robertt X Page

His mark

Samuel Dalton

Thomas Page

[Proved Oct. 11, 1664.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 9.]

[Inventory of the estate of "William Moulton of Hampton: late Deceased: upon the Eighteenth day of Aprill: Anno: 1664"; taken by William Godfrey and John Sanborn May 14, 1664; amount, £470; attested by Robert Page and Henry Dow, executors.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 12.]

[Sarah Moulton acknowledges the receipt, April 28, 1674, from her brother, Benjamin Moulton, of £10 left her in the will of her father, William Moulton; witnesses, Henry Dow and John Moulton.]

[Norfolk County, Mass., Deeds, vol. 2, p. 341.]

THOMAS PHILBRICK 1663/4

HAMPTON

The Last will and testament of Thomas Philbrick Sun^r of Hampton in the County of norfolke in new England=

I Thomas Philbrick being very Aged and weak in body Butt sound in understanding senc & memory Doe settle my Estate according to this my last will here under written

Impri I Give and Bequeth unto my son James Philbrick and to my Grand Child John Philbrick my fresh medow lying near to the Beach being by Estimation six acres more or less as itt is the which to bee Equally Devided between them att such time as shal be . after mentioned: Ittem I Give unto my son James Philbrick . . Dwelling House and my House lott with the orchyard and all . . . privedges and appertinances thear unto belonging to him . . His Heiers for Ever: Ittem I Give & bquith unto my son . . and to my Grand Child John Philbrick my . . . of Thomas Sleeper lying towards the Clambanks in that . . of marsh Comonly Called the Little ox Comon to bee Devided . . them att such time as is hereafter mentioned

Ittem I Give unto my sonn Thomas Philbrick the some or . . pounds to bee payd by my Exequetor after my disease Ittem I Give unto my sonn Thomas Philbrick the land which was sometimes Daniell Hendrakes Called the Hop Ground to bee wholly att His Disposall at this p'sent time: Ittem I Give unto my sonn James one bed with all the furnituer thearunto belonging and a payer of Cob Irons and a payer of tongues: Ittem I Give unto my Grand Child John Philbrick thatt Bed which hee useth to ly upon with the Bedding Belonging to It. and my Beetle and [fower]¹ wedges and one of my Hakes: and a weanable Cow Calfe within a yeer after my Diseace to bee payd by my Exequetor and like wise I Give to my Grand Daughter Hanna Philbrick one weanable Cow Calfe the next yeer to bee payd by my Exequetor

Ittem I Give unto my son James Philbrick my mare and hee

¹ Words in brackets are supplied from the recorded copy.

is to pay or deliver unto my sonn Thomas Philbrick the first Colt which she shall bring when itt is weanable Ittem I Give my fower Cowes to my fower Daughters to my Daughter Elizabeth one to my Daughter Hanna one to my Daughter mary [one] and to my Daughter martha one to bee Delivered by my Executo^r after my Deseace and the moveables in the House which [are] not Expressed above are to bee Equally Devided between [my four] Daughters after my Desease. and I Doe appoint my sonn [James] Philbrick to bee my lawfull Exequetor to this my Last [will] and Testament and I Doe Declare itt to bee my Intent thatt [when] my Grand Child John Philbrick shall Come to the age of twenty one yeeres thatt then hee shall Enter upon & posses whatt I have Given him by this last will : and thatt att the Deseace of my Daughter Elizabeth Garland her son James Chase shall have one Cow in lew of the Cow which I have Given my daughter Elizabeth & thatt the Cow Given to my Daughter Cass shalbee for the use and ꝑ fitt of her daughter martha : & for the Confermation Hereof I have sett to my hand & Seale the twelft of march 166 : 64 :

Signed & Sealed in y^e p'sents of Thomas [Seal] Philbrick
Samuell Dalton X

Mehetabel Dalton his mark

[Proved Oct. 8, 1667.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 99.]

[Inventory, taken by Thomas Marston and John Redman ; amount, £124 ; sworn to by James Philbrick.]

[Essex County, Mass., Probate Files.]

JOHN MARTIN

1664

The last Will & Testament of John Martyn made this 5th April 1664. / .

I will that what estate I have may bee distributed as followeth vz : One third part of my whole estate I give & bequeath unto my beloved Wife Sarah Martyn. —

The other two thirds I will that it bee equally divided between my five Children Sarah Mary Mehitabeel Hanna & Abraham Saving only that I give unto my servant William Peirce all my Tooles

Further I will that my Wife & my Brother Larefet shall bee my Executors.—

Also I request Captⁿ Brian Pendleton & M^r Richard Cutt to bee Overseers for the performance of this my Will according to the true Intent of the same. As witnes my hand & seale.

Witnesse

John Martin [seal]

Joshua Moodey

Richard Martyn

[Proved June 30, 1664.]

[Court Papers, 1674-1677. p. 217.]

ROBERT READ

1664

HAMPTON

[Account of the administrator, Robert Smith, against the estate of Robert Read of Hampton, showing a balance of £7.2.6 due him from the estate. This the court, April 12, 1664, ordered to be paid out of the rent of a house in Boston belonging to the estate.]

[Norfolk County, Mass., Court Records.]

WILLIAM URIN

1664

STAR ISLAND

[Administration on the estate of William Urin of Star Island granted to Jonathan Wade, Capt. Brian Pendleton, Richard Cutt, and Nathaniel Fryer May 13, 1664.]

[Court Records, May 13, 1664, in Deeds, vol. 2, p. 85.]

[“A trew Invoice of the goods of William Uren deceased the last of Apperill 1664”; amount, £433.12.8; signed by Joⁿ Hunking, John Fabes, and Christopher Joce; brought into court July 11, 1664, by Capt. Pendleton.]

under written do attest & affirm, That Capt: Richard Cutt & Capt James Pendleton, & my self & Jonathan Wade, were all appointed Administrators of the Goods & chattels of William Urin of Star Island, who died intestate, as by the Records of the Town of Portsmouth related thereunto as at large appeareth, in the year of our Lord God One thousand Six hundred Seventy one or Seventy two; as appeareth also by bond given the 17th day of July 1672, under y^e hand and seal of Richard Woolcomb, that married said Urins widow to the abovesaid Administrac'on of One hundred & fifteen pounds in money, to bear them harmless in what they acted about sd Urins Estate which Bond is now with me Nathaniel ffryer Sen^r So we y^e abovesaid Administrators acted in that Power, and by the desire of the said Urins Widow, gave & consented that the said Widow should have y^e House, and all the Land that was her deceased Husbands William Urin's, that lyeth on the Great Island at Pascataqua, for & in her Thirds, clear of all Debts heirships or incumbrances whatsoever of the sd Urins Estate.

Nathaniel ffryer

Taken upon oath the 11th }
November 1685, before me }
R Chamberlain Just P.

[Deeds, vol. 3, p. 182 b.]

OTHO TUCKERMAN 1664 PORTSMOUTH

[Administration on the estate of Otho Tuckerman of Portsmouth granted to his widow, "Eme" Tuckerman, May 24, 1664.]

[Court Records, May 24, 1664, in Deeds, vol. 2, p. 85.]

[Administration on the estate of Otho Tuckerman granted to his widow, "Eme" Tuckerman, "& Leaves it in her hands until she shall marry againe, & then bond is to be given unto this Court for the securing the childrens portions out of it."]

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 90.]

[Inventory, 1664; amount, £84.19.3; signed by Pheasant Eastwick.]

WILLIAM KING 1664 ISLES OF SHOALS

[Inventory of the estate of William King who died at the Isles of Shoals; taken May 28, 1664; amount, £21.2.0; signed by John Hunking and John Marden.]

[Administration on the estate of William King of the Isles of Shoals granted to his son, William King.

William King, the administrator, being under age, chose John Hunking as his guardian.]

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 88 b.]

MRS. LUDECAS 1664 DOVER

[Inventory of the estate of Mrs. Ludecas, taken by Thomas Willey and John Meader June 2, 1664; amount, £11.6.0.]

[Account of her debts to Thomas Humphrey; amount, £11.6.½; sworn to by Thomas Humphrey June 3, 1664. She is credited with £2.2.0.]

[Administration on the estate of Mrs. Ludecas of Dover granted to James Middleton June 28, 1664.]

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 89 b.]

THOMAS HINKSON 1664 PORTSMOUTH

The will of thomas Hinkson June the 3th 1664

Item I give to my wife the one halfe of my Estate As long as shee shall lieve & no longer & the other halfe to my Childe & the mother to have the desposing of it tell shee shall Come to sixting yeares of Age & then shee shall have it to her owne desposing & Aftar her desase the hole & All so intrust my well bee loving frends John Shurburne & william brooking to see that nothing

shall be wasted nor sold which shall bee hort full to my Childe
As witnis my hand X

in the prasence
of these witnases

the marke X of thomas Walver
the marke X of thomas Peverell
Walter Rodes

Tho : Walford tooke his oath hereunto the 29 June 1664

Elias Stileman Cleric

[Inventory, June 20, 1664; amount, £87.9.3: signed by Richard Tucker and Richard Sloper.]

There being brought into this Court an Imperfect Will of Thomas Hinckson of portsmouth deceased This Court grants unto Martha Hinckson his Widow pow^r of Administrac'on to his estate, & enjoynes her to \wp form the will though Im \wp fect according to y^e mind of the deceased, and if in case she marries againe to give sufficient securitie to the Court for the Childs p^t menc'oned in the sayd Will

brought into Court at the same time by the s^d Widdow an Inventory of the estate amounting unto 84^l. 09^s. 3^d unto w^{ch} she tooke her oath debts 6^l: 7^s: Star^l owing

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 88 b.]

[Mary Hinkson made choice of Sergt. John Sherburne for her guardian June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 27.]

OLIVER WINGATE

1664

ENGLAND

[Administration on the estate of Oliver Wingate "of Bridg-towne In the Countie of Devon in Old-England, being lately cast away at y^e Isles of Sholes," granted to Edward Holland, "his Kinsman," June 13, 1664.]

[Court Records, June 13, 1664, in Deeds, vol. 2, p. 85 b.]

[Administration on the estate of Oliver Wingate of the Isles of Shoals granted to Edward Holland in behalf of the widow, and Edward Holland and John Sanborn of Hampton give bonds of £120.

Inventory presented by Edward Holland, amounting to £60. 11.2.]

[Court Records, June 28, 1664, in Deeds. vol. 2, p. 89 b.]

[Inventory of the estate of Oliver Wingate, who died the last of April, 1664; amount, £60.11.2; brought into court June 30, 1664.]

THOMAS WIGGIN

1664

EXETER

I Thomas Wiggin of Quamscott being Sensible of the infermyties & decaye of old age & not Knowing how soon it may please god to take me out of this transitory Life Being in perfect memory doe ordayne this as my Last will & testam^t

Imp^rs I give & bequeath unto my Lo: wife Katherin Two feather beds boulsters Ruggs blanketts bedsteeds & all y^e furniture belonging thereunto to be at her sole dispose

It: I give unto my Loving wife afores^d: a scarlett sute & Cote, provided that if my Sonn Andrew wiggins doe pay or cause to be p^d unto his mother the some of five pownds or a good Cow of Like vallu he to have the sd sute otherwise my s^d wife to have & Injoy the same as aforesd:

It: I give unto my s^d wife my Gelding to be at her sole dispose.

It I give & bequeath unto my Son Thomas wiggins one flaggon & volder: & great coate & wearing clothes.

It I give & bequeath unto my daughter Mary one Cubbard with drawers, w^{ch} I formerly promysed her

It I give unto my s^d wife one peece of broad cloth & w^{ever} debts are owing or shalbe owing & due unto me together with any other goods w^{soever} not f^ormerly given Nor abov menconed

having alreadie Give unto my two sons Andrew & Thomas there portion, & for the better execution of this my will: I make my Loving wife Katherin afores^d my Executrix, & desire my Loving friends Sam: Haines, & Elias Stileman to be my overseers, hereby Revokeing all former will or wills In witness whereof I have hereunto set my hand & seale the 16: of June 1664

Testes:

Tho: Wigin [Seal]

Joshua Moodey.

Elias Stileman

Samuell Haines

[Proved 1666.]

[Essex County, Mass., Probate Files.]

PHILIP FOGGETT

1664

L^t Ralfe Hall desireing that he might have pow^r of administration to the estate of phillip ffoget is granted him

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 89.]

NATHANIEL HOCKADAY 1664 ISLES OF SHOALS

[Administration on the estate of Nathaniel Hockaday of the Isles of Shoals granted to John Fabyan of Star Island June 28, 1664, for the use of the widow and child.]

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 89.]

THOMAS STEVENSON 1664

DURHAM

[Administration on the estate of Thomas Stevenson of Oyster River granted to his son, Joseph Stevenson, June 28, 1664.]

Joseph Stevenson, being a minor, chose William Follett for his guardian, who accepted and gave bonds of £100 "for paym^t of the portions to rest of s^d Joseph his brothers & sisters, when it is knowne w^t it comes to."

[Court Records, June 28, 1664, in Deeds, vol. 2, p. 89.]

[Inventory, taken by William Follett, John Davis, and William Dow; amount, £107.1.3; attested by Joseph Stevenson, administrator, June 29, 1664.]

ROBERT TUCK

1664

[Inventory of the estate of Robert Tuck, appraised by Robert Page and Thomas Ward Nov. 17, 1664. Amount, £385.17.2.]

[Norfolk County, Mass., Court Files, vol. 1, p. 39.]

[Administration on the estate was granted to "Johannah Tucke widow & John Samborn her son in law," Oct. 11, 1664.]

[Norfolk County, Mass., Court Files, vol. 1, p. 39, and Court Records, Oct. 11, 1664.]

[Order of court, April 11, 1665, that the estate of Robert Tuck, intestate, be left in the hands of the administrator for the use of the widow during her life, and then to be divided among the three children, Robert Tuck, Elizabeth Sherburne, and Mary Sanborn, and the grandchild, John Tuck, son of Edward Tuck.]

[Norfolk County, Mass., Court Records.]

[Order of court, Oct. 9, 1666, authorizing Ensign John Sanborn to sell lands to the value of £40, with consent of the widow.]

[Norfolk County, Mass., Court Records.]

Articles of agreem^t made & concluded upon by & between m^r John Samborn on y^e one p^t & Johannah Tuck on y^e other p^t both residing at Hampton in y^e County of Norfolk & Administrato^r & Administratrix to y^e estate of Robert Tuck deceased: Imp: It is agreed upon y^t y^e sd widdow Johannah Tuck shall deliver up power of Administ^r in this p^rsent Court unto y^e aforesd m^r John Samborn concerning y^e aforesd Estate of Robert Tuck deceased: In Consideration wherof y^e aforesd John Samborn doe engage to pay unto y^e aforesd widdow Johanna Tuck the full sum of fiveteen pounds p yeare duering y^e terme of her naturall life & y^t she

hall enjoy out of y^e aforesd Estate y^e use of two Cowes & three acres of meadow duering her life as aforesd w^{ch} meadow is intended to bee y^e Same w^{ch} is now in her possession bee it more or less & other necessary things for her house keeping as shalbee upon y^e mature Consideracon of Jonathan Thing & Thomas Mastin thought convenient they both being made choyce of by her for that purpose w^{ch} parties are to receive y^e afore mentioned fiveteen pounds annually for her use

This was ownd by both parties, above named (i e) John Samborn & Joanna Tuck to bee their act & deed : And wth y^e Consent of both parties y^e Court orders it to bee Recorded :

as attests

Tho : Bradbury rec^d

[Norfolk County, Mass., Deeds, vol. 2, p. 124.]

upon y^e Complaint of y^e aged widow Tuck y^t she wanteth necessary Comforts & that John Samborn Administrato^r to her late husbands estate doth not take due care for her though there bee suffitient estate to due it : It is therefore ordered by this Court : y^e Select men of Hampton or a Committee of two or three of them whom the rest shall choose & appoint for y^t end ; Are hereby required & impowered from time to time to take due care y^t y^e said widdow Tuck bee supplied with all necessary comforts for her livelyhood sutable to her condicon ; And John Samborne Administrato^r is ordered, & requiered by y^e authority of this Court to make payment for y^e same out of y^e estate of Robert Tuck Deceased, & w^t ever hee shall Disburse to keep a faithfull accomp^t therof & it is to bee allowed in his account as Administrato^r : And y^t y^e sd Samborn shall have power to make sale of land belonging to y^e sd Tucks estate to supply y^e necessity of y^e sd widdow Tuck : Ordered by the court at Hampton 14 : 8 : 1673.

[Norfolk County, Mass., Deeds, vol. 4, p. 22.]

[Inventory of the estate of widdow Joanna Tuck of Hampton "deceased upon the 14 day of february 1673" ; presented by John Sanborn, administrato^r to the estate of Robert Tuck ; amount, £33.10.0 ; attested by John Sanborn April 14, 1674.

[Inventory of the estate of Robert Tuck, April 11, 1674; amount, £244.9.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 320.]

TOBIAS LANGDON

1664

PORTSMOUTH

[Inventory of the estate of Tobias Langdon, who died July 27, 1664; taken Nov. 30, 1664; amount, £369.2.0; signed by Henry Langstaffe and John Sherburne; attested by the widow, Elizabeth Langdon, June 28, 1665.]

At a County Court held at Dov^r 27 Jun[—] 65 Tobias Langdon of portsm^o dying intestate this Court grants pow^r of Administrac^on unto his Widdow Elizabeth Langdon unto his estate who at y^e same time brought into Court an Inventory of the Estate amounting unto 383^l:9^s The w^{ch} s^d Sum^r the Court ord^r y^t y^e Widow shall have $\frac{1}{3}$ p^t of the house & Land during her Life & y^e other $\frac{2}{3}$ ^{ds} the Eldest of Sayd Langdons sonn^s to have a double porc^on out of it at y^e age of 21 yeeres w^{ch} is to be apprized, the remainder to be distributed among the rest of y^e children at y^e age of 18 yeeres & all the moveables to remain in the hands of the Widow for y^e bringing up of his s^d children & after the decease of the s^d widow her $\frac{1}{3}$ p^t of house & Land in the vallue thereof to be devided among all his s^d children the Eldest son paying y^e rest their parts out of it & So to have y^e $\frac{1}{3}$ of hous & Land: upon further considerac^on the Court respitts this as their determynation untill they take further ord^r aboute the better settlement thereof: Afterwards this is refered to y^e Court of associats to ord^r

This is a true Coppie taken out of the Court Records as attests
Elias Stileman Cleric

JOHN HART

1664/5

PORTSMOUTH

The Last Will of Jn^o Hart of portsm^o in piscattage River shipwright

I John Hart aboves^d being weake of Bodie but in perfect memory, doe ordaine this as my last Will and Testament hereby revoking all former Wills and bequests w^t soever,

My Just debts being payd & my funerall Expences discharged I give & bequeath unto my Daughter Judeth during her naturall Life the house & ground on which it standeth w^{ch} I have in Boston & wherein she now Liveth provided & it is my Will it be Kept in good repaire at her & her husbands proper cost & charge. & after my s^d Daughter her decease then the S^d house & grownd to be to the only use & behoofe of the three daughters the s^d Judith had by Robert Rachell her former husband. & if it shall happen that any of the three shall dye before they shall have any Issue then my will is that it shalbe to the survivor or survivors & theire heires for ever.

I^t I give & bequeath unto my Grandchild Mary Rachell that peece of Land Scituate & being betweene the S^d house & Land & the house & Land of m^r Allexsand^r Addams in Boston to be to the only use & behoofe of her y^e s^d Mary & her heires for ever:

I^t I give & bequeath unto y^e s^d Mary my Granchild a peece of black Stuff to make her clothing wth all

I^t I give & bequeath unto Ann Rochell & Temperance Rochell my grandchildren my black coate to cloth them with all:

*I^t The remainder of my Estate my Will is that the one half thereof be to the only use & behoofe of my wife & the other halfe I give unto my daughter Judeth & her Three children she had by Rob^t Rachell Equally to be divided between them my overseers taking sufficient securitie for the childrens part**

& for the better p^rformance of this my Will I make my Loving wife Ann my Executrix, & desire and appoynt m^r Joshua Moody & Elias Stileman to be my overseers, giving them as a token of my Love Thirtie shillings a peece, In Witness whereof I have hereunto set my hand & seale the 2^d day of march 1688

Signed sealed &
delivered in p^rnts of

John hart [seal]

witnis Phillip Wick [?]

signe of X Thomas Enion

*[The above section in Italics is cancelled, and the following appears in the margin :]

All y^e rest of my estate except w^t is heereafter excepted I will my wife shall have the use of it while shee lives & w^t shee leaves wⁿ shee dyes shalbe divided betweene my Daught^r & her 3 childⁿ by Rachell, to each an equall share ~~¶~~vided y^t if shee Marry shee shall have $\frac{1}{3}$ ^d forever & y^e oth^r two 3^{ds} betw: y^e ~~¶~~sons aforesd ~~¶~~vided also that shee shall not unnecessarily wast or imbezzle any of y^e s^d estate 5. 7. 67

[Proved Sept. 18, 1667.]

THOMAS WIGHT

1665

EXETER

[Administration on the estate of Thomas Wight of Exeter granted to Israel Wight April 11, 1665.]

[Norfolk County, Mass., Court Records.]

FRANCIS SWAINE

1665

[Administration on the estate of Francis Swaine granted to Nathaniel Weare April 11, 1665.]

[Norfolk County, Mass., Court Records.]

JOHN LEGGETT

1665

[Administration on the estate of John Leggett granted to John Huggins April 11, 1665.]

[Norfolk County, Mass., Court Records.]

WILLIAM BROAD

1665

PORTSMOUTH

[Administration on the estate of William Broad of Portsmouth granted to his son, William Broad, June 27, 1665.]

[Court Records, June 27, 1665, in Deeds, Vol. 2, p. 108 b.]

RUTH DALTON

1665

HAMPTON

The Last Will and Testament of M^{rs} Ruth Dalton of Hampton Widow : Excectrix to the last Will and Testament of M^r Timothy Dalton deceased : being sick and weake of body but firme of understanding and memory. Item wheras I have formerly Bargained and sold unto my Loving Kinsman Nathaniel Batcheler all my Houses and Lands as is specified in his bill of sale bareing Date The Twenty second day of March Anno 1663 or 64 I now Ratify and confirme to him and his heirs forever. It. my will is that the severall legacies mentioned in the aforesaide bill of sale be paide to the respective persons according as it is ther mentioned.

Item wheras I have formerly given to my Cousen Nathanell Batcheler fower oxen, & five Cows ; I doe now by will Ratify and Confirme to him. Item I doe give and bequeath unto my Cousen Nath : Batcheler ; A feather bed & bedsted, fower blankets, A bolster, two pillows, two chaires, three Cushions, A paire of Andirons, A little Table, he paying unto my Cousen John Smith Junior the Summe of Ten pound. Item I doe give and bequeath unto my Cousen Deborah Batcheler wife to Nathanell Batcheler ; Inprim : two brass kettle, two pots, two platters, two saucers, one scummer, one spit, A basting spoon, A flock bed, and blankets ; all which goods she doth Already possesse for her use.

Item to M^{rs} Mary Carter wife to M^r Thomas Carter of Oburne ; I doe give and bequeath my best bed and bolster, fower blankets and two pillows.

Item : I give and bequeath unto my cousin Samuel Daltons son Timothy, one trunk marked T and D.

Item : I give and bequeath to my Cousen Nathanell Batcheler : one warming pan, one case of Bottles.

Item : for the remainder of my goods I give and bequeath them to my cousin Deborah Smith :

And I doe by these presents make and Appoint my Cousen Nathanell Batcheler, and my cousin Deborah smith sole exce-

qutors: to this my last will and Testament, and therunto I set my hand and seal, the eight day of the tenth month 1665

Signed and Sealed in the
presence of us witnesses

Ruth X Dalton
Her marke

Seaborne Cotton

X

Robert Smith.

[Proved Dec. 8, 1665.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 73.]

[Inventory of the estate of Ruth Dalton, "Deceased: upon the 12 day of may Anno: 1666:" taken by John Sanborn, Samuel Fogg, and Henry Dow May 24, 1666; amount, £57.5.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 73.]

THOMAS HANSON 1666

These presents wittnesse that I Thomas Hanson Being in perfect mind & memory though weak in Body doe make this my Last Will & testament, ffirst I Bequeath my soul to God that gave itt & my body to y^e Earth to bee decently Buried. My Will is thatt after my debts are paid with my funerall Charge I doe give To my Loving Wife (duering her Naturall liffe or soe long as shee keeps herselfe a Widdow) all My housing with the Improved Ground thereunto Belonging at Cutchecho with all my Cattell and moveables withall my stuffe, she paying to my two daughters when they Come to the age off eighteen years old twenty pound a peece. But in case shee shall marry again then my will is that she shall have Butt one third off houses & improved Lands with all moveables and the other two thirds I give to my son' Tobias with all y^e Rest off that threscore acres off Land ly- ing in Com'on & nott improved given mee in two grants ffrom y^e Town one off fforty acres another off twenty acres all which after my decease I Give to my son' Tobias, except whatt is Before

given to my wife Likewise I Give to my son' Thomas thatt thirty
 acres off Land I Bought off William Hackett & thatt fifty . . .
 off Land thatt I Bought off Cap^t Bearfoott with ffive pounds in
 Cattell. also I Give to my two youngest son's Isaac & Timothy
 ten' pounds a peece When they Come off age withe thatt six score
 acres of land Granted me By y^e town & laid outt to mee Between
 ffresh Creek and Nechowoneck River Be equally devided Between
 them and doe apoint my Loving Wiffe Mary Hanson my soule
 Exequetrix to see all this my Last will to Be perfformed and to pay
 outt all these Legacies when my Children Come off age : outt off
 y^e Chattells and if there is more in any Goods or Chattells or
 any bills Bonds or amounts due to mee ffrom any man affter my
 debts are paid and all y^e aboves^d Legacies. I Give & Bequeath
 to my Wife with third off houses & lands to Bestow upon any off
 her Children that shall Be most Obedient as shee shall see Cause.
 in Wittnesse heroff I have putt to my hand & seale

signed seleid and deliverd I Thomas hanson (seal)

in the presence of us

Richard Walderne

Samuell hale

[Proved June 27, 1666.]

RICHARD BRAY

1666

EXETER

[Administration on the estate of Richard Bray of Exeter granted
 to his widow, Mary Bray, April 10, 1666.]

[Norfolk County, Mass., Court Records.]

[Order of court, Oct. 9, 1666, that the estate be divided as fol-
 lows : to the widow, Mary Bray, besides one third of the house
 and land during her life, one third of the remainder for her use,
 and the use of the other two thirds for the maintenance of the two
 children, John Bray and Mary Bray, until he is twenty-one years
 old and she eighteen. The estate is placed in the hands of John
 Gilman, Moses Gilman, and Jonathan Thing, all of Exeter.]

[Norfolk County, Mass., Court Records.]

THOMAS WALFORD 1666 PORTSMOUTH

The last will & testament of Thomas Walford senio^r, being in perfect Memory though very sick & weake of Body: as followeth—

Imprimis I bequeath my Soule into the hands of Jesus Christ my redeemer from whome I Receaved it; and my body to be buried in the burying place neare mr Henry Shirburns; and my estate as followeth: vizt.

ffirst I give unto my Grand child Thomas Walford: my now dwelling house, with all the out housing, orchard, garden & tillage ground now in use, with as much upland to it & next adjoying as will make up the whole one hundred acres with ten acres of Meadow or marsh grounds, and my old mare—

It: I give to my Grand child his brother Jeremiah Walford: fifty acres of upland & foure acres of Marsh land—

It: I: give to John Peverly, a point of Marsh about halfe an acre, lying before his ffathers dore on the norther side of the Creek—

It. I give to my Grand child John Westebrook: twenty acres of upland, but not to come over the Creeke—

It. I give to Mary Hingson my Grand child, all my upland lying at the head of the Marsh formerly possest by my sonne in lawe Thomas Hingson, soe farr that way as my land containeth—

It. I give to my Grand child Mary Homes all my upland lying to, or neare the meadow or marsh that hir husband John Homes possesseth, not coming over the freshett—

It: I give to my daughter Peverly my Mare Colt—

It. I having Nine Cattell as steers Cowes & others I dispose of them thus, vizt. my wife Jane walford to have hir thirds out of them, & then to pay my Debts, & the remainder to be imploid towards the bringing up of my Grandchild Thomas Walford in learning at scoole—

It: Nine Swine I thus dispose of: I give one of the yongest Sowes to Martha Walford my Grand child—

one yong Sowe to Sara Jones my Grand child—

one yong Sowe to Mary Savidg my grandchild—
 one Sowe & one barrow to my daughter westbrook—
 one ould Sowe to my daughter Peverly—
 one yong one to my Grandchild Samuell Jones—
 one yong one to my Grandchild Hester Savidg—
 one Swine towards my buriall—
 one yong one to John Homes—

It: my Corne about fifty bushells I allow towards my debts, & the remainder to be at the disposing of my executors for the benefit of the children—

It: my Servant: John Read, I dispose of him to my sonne in law John Westbrook for the time he hath to serve—

It. The rest of my goods, as houshold stuffe, clothing bedding, pewter, potts, yron work, tooles or any thing els I leave to my executors to be disposed of by them for the use & good of my children as they shall see meete & convenient

It: I doe herein except out of all my estate, soe disposed of by leagases, The one third part of all to my wife Jane Walford, & where it cannot be equally Divided in the same Kinde or specie, then to be valued & the full thirde thereof to be delivered to hir—

It: I doe appoint mr Henry Shirburne & Richard Tucker both of this towne of portsmouth to be my executors & to see this my will performed witnes my hand this fifteenth day of November, one thousand six hundred sixty & six.—memorandum: will Performed in the next line save one above is allowed before the siging hereof—

witnes.

Richard sloper
 Nicolas X Doe
 by his marke

Thomas X Walford
 by his mark

[Proved June 27, 1667.]

[Inventory Nov. 21, 1666; amount, £75.6.11; signed by John Sherburne, Richard Sloper, and William Seavey.]

The Deposition of Jane Walford Widdow aged 69 yeeres or there aboutes Testifie & Say that her husband Thomas Walford did give to Elizabeth Savidg his daughter a peece of marsh Lying between W^m Brookins & Mary Hincksons, & he gave it aboute 9 yeares before he dyed & it was com'only Called Bess Savidges Marsh & further I my selfe gave my consent, & further Saith not
Taken upon oath 27th June 67 before me

Elias Stileman Com'iss^r

Vera Copia as attests

Elias Stileman Record^r

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 132 b.]

The Deposition of Jn^o Homes aged 26 yeares or there aboute Testifieth & Saith that I heard my Granfather Tho: Walford say that he had given y^e peece of marsh between W^m Brookins his marsh & Mary Hinckson her marsh unto Elizabeth Savidg for her Life & after her death to her daughter Mary & tooke a stone or a boult & putt up by y^e marke tree & Said so far it should com, & I heard y^e s^d Walford say that he had given it as fores^d severall times, & further Saith Not:

Taken upon oath 27 June 67 before me

Elias Stileman Com'is^r

vera Copia according to y^e originall as attests

Elias Stileman Record^r

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 132 b.]

The Deposition of Mary Brooken aged 32 yeares or there aboutes testifieth & Sayth that she heard her father Walford Give Unto Elizabeth Savidg a peece of marsh Lying between Will: Brookins & Mary Hincksons, & after y^e decease of y^e s^d Elizabeth Savidg unto Mary Savidg her daughter & further Saith Not

Taken upon oath 27 June 1667

before me Elias Stileman Com'iss^r

This is a true Coppie according to y^e Originall as attests

Elias Stileman Record^r

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 132 b.]

The Deposition of Martha Westbrook aged 22 yeares or there aboutes

Testifieth and Saith that she heard her ffather Walford Say that he Would give unto Elizabeth Savidg a peece of marsh lying between Will Brookings & Mary Hincksons and further Saith not Sworne y^e 27 June 1667

before me Elias Stileman Com'iss^r

Veria Copia as attests

Elias Stileman Record^r

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 132 b.]

In answer to y^e petition of Widdow Walford The Court orders that her thirds of the Land of her deceased husbands be Layd out unto her according to Law & the will of her s^d husband & that John Sherburne Phillip Lewis & W^m Cotten have hereby power or any two of them to Lay it out as abovs^d

[Court Records, July 1, 1671, in Deeds, vol. 2, p. 181.]

The Humble Petic'on of Jeremiah Walford to the Honoured Councel now sitting at Portsmouth in the Province of New-Hampshir March y^e 1^t 1680,

Humbly craveth yo^r Honours, to take into considerations, and yield him redress in his present exigency. your Petic'oners Grandfather Thomas Walford left him & his brother Thomas Walford deceased a bequeath of land, & made M^r Henry Sherborn & M^r Richard Tucker exec't's, to see the performing of his will, the greatest part of which estate hath bin ever since in said Execut^{rs} hands, and not made use on to the benefit of them, to whom it was bequeathed. yo^r Peticon's father in law John Amazeen being his guardian, hath moved from Court to Court for redress therein: which is not yet accomplished. Therefore yo^r Peticon^r being of age, hath essayed to supplicate this Honoured Councel, to take cognisance of y^e same, & grant him relief for the recovery of y^e said estate; Namely yo^r Peticon's and Thomas Walford his brother deceased, to whose estate yo^r Peticon^r apprehends him-

selfe to be the right heir, ffor which your humble Peticon' shal be yet farther obliged to pray for Your Honours prosperity.

Yo^r humble Peticon'

Jerem: Walford

Vera copia from y^e Councel book Teste

Ric^d Chamberlayn Secr^{io}.

[Misc. Provincial Papers, mss., vol. 1, p. 4.]

The humble Petic'ons of Mary Musset & Martha More the Grandchildren of Thomas Walford Sen^r deceased, to y^e Honoured Councel now sitting at Portsmouth in y^e Province of New-Hampshire, this 8th of March 1680.

Humbly sheweth, That your Honours would please to take into yo^r considerac'on and give Order for y^e disposing of y^e estate of abovesaid Thomas Walford Sen^r; which was given by him to his Grandchild Thomas Walford Jun^r our brother, who was suddenly taken away by death, not disposing y^e same. In which estate we conceiv ourselves to have a share, but know not how to acquire y^e same. Therefore do humbly fly to your fatherly Patronage, that your Honours would please to yield us relief therin & p'scribe a way for the obtaining of the same. We your Petitioners heard our Grandfather Walford say in time of his life, that he gave above said estate to our brother Walford, as desirous that he should bear up his name; and therefore conceiv, that he bearing such fatherly love to our brother, was not unwilling, that when our brother should leav y^e estate his nearest kinred should succeed in it. We again & again therefore humbly sue to your Honours, to mind us in our streights, and redress what wrong may oppress us with all. Wherein we shal be yet farther obliged to pray for Yo^r Honours prosperity, who remain

Yo^r Hon^{rs} humble Petic'oners

Mary Musset.

Martha More.

[Misc. Provincial Papers, mss., vol. 1, p. 4.]

To the honoured President & Council now assembled at Portsm^o in the Province of Newhampshire the humble Petitions of Jean Goss Hanna Jones Mary Brookin Elisab: Savage, Sept: 7th 1681.

Are, that whereas yo^r Petitioners father Thomas Walford deceased did in his will bequeath to Thomas Walford his Grandchilde ten acres of Marsh & four acres of Marsh more to Jeremiah Walford his Brother being part of a peice of Marsh belonging to Sagomore Creek. Now there yet remaining an overplus of Marsh besides what was given to y^e s^d Brothers. Yo^r Petitioners humbly conceive the overplus to belong to y^e s^d Walfords our fathers children. He himself likewise in his will ordering y^t w^t was overplus y^t should be divided among his children; ffurther our ffather Thomas Walford in his Will did give the thirds of his estate to our mother his wife without any Limitation, which estate we likewise conceive to belong to her children, she deceasing & leaving no other order. The ten acres also beforementioned given by our father to afores^d Tho: Walford, he dying without Will, we conceive to fall to our fathers children ourselves. We therefore humbly Petition this hono^d Council seriously to weigh & Consider of this our Case in all it circumstances that by yo^r aid & assistance our just due and rights in y^e above things themselves as also in regard of w^t damages we have sustained in being kept from them so long may be obtained. Herein you will yet farther engage y^r humble Petitioners to pray for yo^r honours Prosperity & so remains your honors humble Petition's

Jean Goss
Hanna Jones
Mary Brookin
Eliza Savage

[Misc. Provincial Papers, mss., vol. 1, p. 12.]

THOMAS KING

1666/7

EXETER

In y^e name of God amen

I Thomas King of Exetur upon the River of Pascataqua in New England being of sound and p^{er}fect senc & memory butt very weak of Body . . .

1st I Give & Bequeth unto Miriam King my Beloved wife for the terme of Her Naturall life my Dwelling House & barne and all the Houses being and standing upon my lott with all my lands and medows in the Towne of Exeter Excepting whatt I shall by this my last will otherwaies Dispose of and the same to bee and R[e]maine unto her Duering her Naturall life or her mariing to som other man & if shee shall Dispose of her selfe in marring that then shee shall Injoy onely one third partt of my houses & lands

2^{dth} thatt after my wives Decease my sayd Houses and Lands in the Towne of Exetur medows & marshes & other priveledges & appurtinances I Doe by these p^{re}sents Give & bequeath unto Jonathan Thing of Exetur & my Cossen Henery Moulton of Hamp-ton for the use & benefitt of his second son thatt shall live & Arive unto y^e Age of twenty one years the one halfe of all above written to him & his Heires & Assignes for Ever & the other Halfe unto Jonathan thing as is above sd his heires and Assignes for Ever

3th I Give and bequeath unto my Cossen Christian Dolhortt twenty Akers of Land in the towne of Exetur outt of thirty Ac[r]es lying from Henery Magoons land over Rockay hill to the bridg ward and two acres of the Swamp over the little River which is now Clered & made medow after my wives Decease or marriage

4th I Doe Give unto william willy my servantt fifty Acres of land which I formerly p^{ro}mised him & I Doe also Give him whatt further time I have in him by Covenantt

And for my Cattle & Houshold Goods & Debts and other movables my Just Debts being first payd, I comitt the same to my wife Duering her naturall life or marring and in Case of mariage she

to Injoy only one third partt of the same of which Debts my will is thatt John Moulton shall have ten pounds after my Deceasse towards his building a house & Christian Dolhort ten pounds when hee shall settle & build

And my will is thatt after her Decease the sd Estate of moveables bee Devided into three parts or In Cause thatt my wife should Dispose of her selfe in marriag that then the two thirds shall bee Divided Acordingly viz one third ~~¶~~ unto my Coson Henery Moulton & one third partt to Jonathan Thinge and one third partt to my Cossen Christian Dolhortt if the sd Jonathan & Henery shall see thatt hee settle him selfe In some provable way of Good husbandry and the sd third partt together with the twenty Acres of land formerly mentioned to bee & Remain unto the first Child which hee the sd Christian shall have by my Cosson Rachell his p'sentt wife

And I Doe by these p'sents Nominatt & Appoint my loveing Cosson Henry Moulton & my Neighbor & Countrey Man Jonathan Thing to bee my law full Exequetors to this last will & testamentt who are to take Efectuall Care of my estate after my Decease and to see that whatt I leave to my wife may bee so mannaged & Improved as thatt my wife may live comfortably and thatt the sayd estate may nott bee wasted & Imbaseled and Itt is Intended thatt y^e twenty Acres of land Given to Christian Dolhortt & y^e fifty acres of land Given to william willy to bee to their use & Improvementt Emediately after my Decease and for the Confirmation of this my last will and testamentt I the sd Thomas King have hereunto sett my hand & seale the Eleventh Day of March one thousand Six hundred & sixty & Six : 6 : 7

Signed Sealed & Confermed
in the p'sents of us as wittnesses

Thomas [seal] King
His marke & Seal.

Seaborne Cotton

Samuell Dalton

[Proved April 9, 1667.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 80.]

[Inventory, taken by Samuel Dalton, Andrew Wiggin, and Richard Oliver April 4, 1667; amount, £396.18.10; signed and attested by Jonathan Thing and Henry Moulton April 9, 1667.]

[Essex County, Mass., Probate Files.]

HENRY ELKINS

1667

HAMPTON

I Henry Elkins of Hampton in y^e County of Norfolk in new england being very aged weake & infirme of body but of sound & ꝑfect sence & understanding: doe make this my last will & Testament as followeth

1st: I give & bequeathe unto my loveing Sone: Gershom Elkins my dwelling house & out howsing being & standing, on my house Lott

It: I give unto my sone Gershom my house lott being ꝑ estimacon five acres more or less as it is liing between y^e lott of Godfrey dearborn towards y^e East & y^e land of m^r Hussey sometimes Jefferie Mingays towards y^e west to him & his heires for ever

It: I give unto my Sone Gershom Elkins two acres & an halfe of planting land liing between y^e land of Tho: Levitt towards y^e East & y^e land of Henry Dearborn towards y^e west more or less as it is

It: I give to my Sone Gersom, one share of y^e Cows com'on according to y^e true estimacon thereof as y^e Com'ons are divided by y^e towne

It: I give unto my Sone Gershom Elkins y^e one halfe of my land of y^e 2^d division at y^e west end of y^e towne called y^e new plantacon being by estimacon forty acres more or less as it is

It: I give to my Sone Gershom my two Oxen & my Cowe & one calfe & my horse & all y^e moveables in y^e house & feild & he is to take care to imꝑve y^e same & to ꝑvide for my comfortable livelihood whilst I am in this world

It: I give to my sone Eliezer Elkins my youngest sone five pound to be payd by mine Executo^r wthin a yeare after my de cease

It: I give to my Sone Eliezar, y^e other halfe of my land att y^e new plantacon being by estimacon forty acres more or less as it is

It: I give to my sone Eliezar y^e two acres of marsh w^{ch} was purchased of Benjamin shaw as it is made sure to him by deed

And I doe make & appoint my Sone Gershom Elkins, to bee my lawfull Executo^r to this my last will & Testam^t: who is to take care for my comfortable subsistance whilst I live & for my decent buriall att my death in a Christian manner & Costome: And for y^e confirmacon of this my last will and Testam^t I have herunto set my hand & seale y^e 27th of Aprill 1667

Signed Sealed & confirmed Henry Elkins wth a seale
in y^e p^rsence of us to it

Sam: Dalton:

Mehetable Dalton

[Proved April 9 and 13, 1669.]

[Norfolk County, Mass., Deeds, vol. 2, p. 135.]

[Inventory of the estate, appraised March 27, 1669, by Godfrey Dearborn and Giles Fuller; amount, £45.7.10.]

[Norfolk County, Mass., Deeds, vol. 2, p. 136.]

WALTER ABBOTT

1667

May the 15. 1667. The last will & testament of Walther Abbot Senior, being very sick & weak in body but in perfect memory, declareth as followeth

Imprimis I bequeath my soule into the hands of Almighty God my creator from whome I Receaved it, and my body to the earth to be buried in a Christian & decent manner after my decease—

secondly I doe wholly give & bequeath unto my welbeloved wife Sara Abbott all my whole estate, as houseing lands, uplands & meadow, Cattell of what kinde soever, all my debts whether by bookes, bills, bonds or any other waies due to me, with all my goods of what Nature or condition soever to me belonging, both

within dores & without, to be freely enjoyed by hir dureing hir naturall life, she paying all my just debts & paying the legasies after satisfaction of my Debts wch is as followeth—

It. I allow & give to my sonne Peter Abbott a double portion of my lands to him & his heirs at theire disposing—

To my daughter Wills five pounds to be paid in land—

To my Sonne William five pounds to be paid in land—

To my Sonne Walther five pounds to be paid in land—

To my daughter Mary five pounds to be paid in land—

To my sonne John five pounds to be paid in land—

To my daughter Elizabeth five pounds to be paid in land—

To my Grandchild Thomas Abbott forty shillings

To my Grandchild Joseph Abbott forty shillings

To my Grandchild Sara Wills forty shillings

And these three legasies to my grandchildren I doe appoint my to pay out of my Just estate, & And soe doe leave my said wife Sara Abbott my whole & sole executrix to see this my will & testament performed

witnes my hand this : 16 : may : 1667

Signed in presents of us the mark of X walther Abbott

John Sherburne

francis X Rand by his mark

william X Cotten

by his marke

Richard Tucker

[Proved June 26, 1667.]

[Inventory, June 18, 1667 ; amount, £1433.3.8 ; signed by Elias Stileman and Philip Davis.]

CLEMENT RALPH

1667

DURHAM

Oyster Riv^r att Follets house this 2^d day of June :
1667

This my last will and testament of Clement Ralfe: first I beequeth my body to y^e dust and my soule to god that give it;

now lying sick; yet in my perfect sence and memory; it is my free will and desire to make william follet my sole and only executor; and doe leave all my goods and depts that are or Shall be due unto the said Clement Ralf unto and with the said william follet this witness my hand the day above mentioned in presents of:
the X mark of Clemet Ralfe

teste John Parnell

William Roberds

Jn^o Parnell depo: in Court of associates y^t this is y^e will of Clement Ralfe. / .

The Will of Clemont Ralfe brought into Court & Lies on y^e file being not fully proved there being butt one Wittness that would take oath:

[Court Records, Sept. 17, 1667, in Deeds, vol. 2, p. 135.]

THOMAS HARRIS

1667

ENGLAND

I Thomas Harris late of Dittesonn, neare Dartmouth in the Countie of Devon in Ould England Marriner, and now bound out Boateswaine of a Katch James of Pascataquay River, in Newe-England, on M^r Edward Cowle Comannder on a Voyage to ffall, being blessed bee God in very good health of bodie, and of sound, and perfect memorie, not knoweing how it may please God to deale wth mee in this my pⁿt Voyage, leaveing out the formall words of a will, and hereby makeing void, and null all other, and former wills doe hereby make, and Declare this my last will, and Teastament as followeth Viz^t

I give and bequeath unto my Eldest daughter Mary Harris Sixe pounds to bee paid unto her at the age of Eighteene yeares; or at the day of her marriage, which shall first happen:

Alsoe I will, give, and bequeath unto my Sonn Gabriel Harris ffive pounds, to bee paid unto him by my Executrix when hee shall attain to the age of Twentie one yeares,

Alsoe I will, give, and bequeath unto my daughter Dewnes Harris fiftie shillings, to bee paid unto her, when she shall

ataine to the age of Eighteene yeares or bee married, which first happeneth :

Alsoe I will, give, and bequeath unto my Daughter Annis Harris, ffiftie shillings, to bee paid unto her, when shee shall ataine to the age of Eighteene yeares, or bee married w^{ch} first happeneth

Alsoe I will, give, and bequeath unto my Daughter Joanna Harris, ffiftie shillings to bee paid unto her, when shee shall ataine to the age of Eighteene yeares, or bee married, which first happeneth ;

Alsoe I will give, and bequeath unto my loveing wife Dewnes Harris of Dittisonn aforesaid, my house ; ground, Moveables debts, goods, and whatsoever else I have either in Ould England, or in Newe-England, or in the Katch wherein I now am, with my Wages therein, whome I doe also Declare to bee full & Sole Executrix of this my last Will, and Teastament, whome I also enjoinne to pay the above said Legacies, and I doe alsoe desire my loveing friends M^r Huddey of Connari and William Harris of Chesson to bee Overseers hereof to see this my Will performed :

And further my will, and intent is that if any of my aboves^d children depart this life before they ataine the ages above specified then the said Legacie, or Legacies, of the deceased shalbe equally divided amoung those that survive ; this I declare to bee my last Will, and Teastament, dated in Portsmouth, in Pascataquay River this Nineteenth day of June Anno Domini One Thousand sixe hundred sixtie seaven : And in the Nineteenth yeare of the Raigne of our Soveraigne Lord Charles the second, King of England, Scotland, ffrance, and Ireland, defender of the faith &c 1667 :

Signed, sealed, and
declared in p^rsence of us :

Tho: Harris [seal]

ffrancis X Jen'ings
his mark

Mary Stilman

Ric: Stileman Ser: / :

[Proved July 1, 1668.]

[Inventory of bills and debts due to Thomas Harris, who died in 1667; amount, £75.0.4; attested by Edward Melcher July 1, 1668.]

[Letter, March 13, 1667/8, from Duens Harris, widow of Thomas Harris, to Thomas Jackson and Edward Melcher, acknowledging receipt of news of her husband's death, and directing the disposal of his estate; also power of attorney to Jackson and Melcher, dated March 14, 1667/8, and witnessed by John Cutt, George Bagster, and Nicholas Trust.]

THOMAS NOCK

1667

[Administration in trust on the estate of Thomas Nock granted to Lieut. Coffin, John Roberts, and Widow Nock, June 25, 1667; and Capt. Waldron, Lieut. Coffin, and John Roberts appointed to audit the accounts of the creditors.]

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 129.]

JOHN GODDARD

1667

[Administration on the estate of John Goddard granted to his widow, Welthen Goddard, and John Goddard June 25, 1667, and Ensign Davis and Robert Burnham joined with them to present an inventory.]

[Inventory of the estate of John Goddard, who died Nov. 12, 1666, dated Sept. 16, 1667; amount, £554.2.0; signed by Robert Burnham, William Williams, John Folsom, and Jonathan Thing.]

[Order of court, Sept. 17, 1667, that the widow and her son, John Goddard, with Ensign Davis and Robert Burnham, bring in to the next court a list of the liabilities of the estate.]

Luberland the : 10^d: of May 1670

This Wittneseth that : Ensigne Jn^o Daves & Robert Burman : by Order of Courte beeing Trustesse & William ffurber An Asistant to them : have this day made An Agrement with Welthen Simons

and her Children: and made A Satisfactory Devision of the wholle Cleare Estate of her Deseaised Husband John Godward all Depts and Leagese paide As ffolloeweth—

The Said Wethen Simons is to have ninty pownds
 Her Sone Jn^o Godward is to have one hundred pownds
 Her Sone In Law Jn^o Gillman ffouerty pownds
 Her Sone In Law Arthur Benicke, ffouerty pownds
 Her Sone In Law James Thomas ffouerty pownds
 Her Sone Benjamin Godward ffouerty pownds
 Wittnes owre hands the day & yeare Above written

the marke of
 Welthin X Simons
 John godward
 the marke of
 Arthur X Benicke
 the marke of
 James X Thomas

[Approved by the court June 29, 1670, and Ensign John Davis, William Furber, and Robert Burnham were appointed to make the division.]

[Report of the division of the estate as above, June 12, 1678, by John Davis and Robert Burnham; mentions Mary Bennick, wife of Arthur Bennick and “her Children,” and Benjamin Goddard, youngest son of John Goddard, deceased. Confirmed by the court June 25, 1678.]

MATTHEW GILES

1667

DURHAM

[Administration on the estate of Matthew Giles granted to Matthew Williams, and John Bickford and William Follett were joined with him to take an inventory.]

[Court Records, June 25, 1667, in Deeds, vol. 2, p. 130.]

[Inventory of the estate of Matthew Giles, who died Jan. 21, 1666/7; amount, £165.13.0; signed by Thomas Willey and William Roberts; attested by Matthew Williams Sept 17, 1667.]

[Order of court June 30, 1668, on the estate of Matthew Giles of Oyster River, that the debts be paid and the remainder of the estate be equally divided between Richard Knight and Matthew Williams, and Ensign John Davis is appointed administrator.]

[Agreement, July 6, 1668, between Richard Knight and Matthew Williams, binding over the estate to the county treasurer of Portsmouth and Dover until they pay the debts due from the estate.]

MARK HUNKING

1667

PORTSMOUTH

Pascataway River 1 July 1667

The last will & testam^t of mee Marke Hunkins: I being in perfect memory yet not knowing how God may deale wth mee thought good to settle my house & busines in as good an order as I can: to see—1 I bequeath my Soule to god y^t gave itt. 2 I make my welbeloved wife my Sole Executo^r after my just debts ar paid I do bequeath to my wyfe my now dwelling house and all y^e lands y^t doth belong to itt on this neck wth y^e marsh to y^e 3 acres & all my household goods: to see wthin dores & wthout only one Cowe com'only called by y^e name of Brown, & one great brass pott w^{ch} I give unto my Daughter Mary as her portion from mee 3 My will is y^t if my wyfe doth Marry duering her Naturall life then my said house & lands shall returne to my Eldest sonne Marke Hunkins, butt if she live & die a widdow then to keep: said house & goods duering her Naturall life, & afterwards said house & lands shalbe my Eldest sonnes as above if hee bee alive if not then to my next Sone & as for my household goods & cattells my will is y^t after my wifes decease or if she marry that then said goods shall [be] equally divided amongst all my children except one long fowling peece & one fire lock gunn & a sword I give to my Sonne Marke, & my great fowling peece I give to Tho: ffurnell: & two small gunnes & a sword to my sone Archelaus Hunkins: My will is y^t y^e track of land of about twenty acres that lie neare will: Seves & y^e fower acres of Marsh w^{ch} I bought

of Jn^o Partridg y^t I give to my Sonne Archelaus Hunkins: 5 My will is y^t after my decease my Sone Marke shall have all my waring clothes & tooles: 6 My will is y^t y^e shipp now on y^e stocks & all y^e planks boards & tymber belonging to her shalbe equally divided amongst my Childeren Mary excepted

So I com'itt my Soule to god & to y^e good word of his grace to bee kept & guided by him as wittness my hand & seale this day & yeare above written

wittness us: Nath: ffryer The marke X of Mark Hunkings
John Hunkings.

[Proved Oct. 4, 1667.]

[Norfolk County, Mass., Deeds, vol. 2, p. 95.]

[Inventory of the estate, appraised Sept. 27, 1667, by Elias Stileman, Nathaniel Fryer, Theophilus Lyne, and John Seward; amount, £372.19.0; due to estate, £50.4.3; due from estate, £64.13.5; attested by Mrs. Ann Hunkins, executrix.]

[Norfolk County, Mass., Deeds, vol. 2, p. 96.]

RICHARD SEWARD

1667

PORTSMOUTH

In y^e name of God Amen. /

I Richard Seaward of Portsmouth in Pascactoque River in New England beinge sick & weake in body but p^{er}fect in mind & memory doe make & Appoynt this to be my Last will & testament, as followeth (Viz^t

Imp^r My will is that the Land belonginge to mee and Richard Jackson on y^e Ragged Neck be Equally divided betweene us. And that part w^{ch} is to be my share I give and bequeath to my wife Mary Seaward and my Children to be Equally divided amongst them/ The dividend (between me & y^e said Rich: Jackson to begin at a great Elme stump at y^e head of a branch, & from thence to Rich: Jacksons fence on y^e top of a hill and soe into y^e woods to o^r bounded tree lying North-Easterlie

It: my will is that y^e twenty six acres of Land adjoyninge to y^e former, (w^{ch} land was layd out by men appoynted by y^e towne) be alsoe Equally divided betweene my said wife & Children. /

It: My will is that thirteene Acres of Land w^{ch} lyes to y^e Norward of y^e Ragged Neck w^{ch} is betweene Richard Jackson & my selfe and bought by us both of Roger Knight to be divided betweene us ; And that halfe w^{ch} falls to my share my will is that it be likewise divided betweene my wife & children, But if Richard Jackson doe make sale of it, then y^e one halfe of y^e produce w^{ch} falls to my share to be divided as aforesaid betweene my wife and children. /

It: my will is that Knight Island be likewise Equally divided betweene me & Richard Jackson. And the halfe that falls to my share to be likewise divided between my wife & children, And my will is that there be noe sale made of w^t my part is in y^e said Island on noe Acc^t whatever. /

It: My will is y^t w^t Tobacco I have in y^e vessell called y^e Prosperouse, And likewise what is due from m^r Richard Cutt & m^r ffryer to me wth y^e tobacco due to me in y^e province of Mary Land to be sold for y^e satisfyinge of my debts, And w^t is above y^t w^{ch} will satisfie my said debts to be put to use for y^e maintenance of my wife & Children, And for y^e rest of my Estate in w^t nature kind or quallatie soever it be I give & bequeath to my wife & Children to be Equally divided betweene them, and doe hereby appoynt my Loveing friends Major Nicholas Shapley & m^r Nath^l ffryer to be y^e Overseers of this my will untill my children be of Age.

In Wittness whereof I have hereunto set my hand this 1st day of August 1667. /

Testes.

Richard Seaward

Testt by me Thomas Miller

Arthur X Roper. /

[Proved April 25, 1668.]

[Inventory, April 22, 1668; amount, £144.11.0: signed by Elias Stileman, Sr., and Huybrech ——— (?)]

[Debts due from the estate ; amount, £48.10.0 ; signed by Mary Seward.]

[Administration granted to Mary Seward, the widow, June 30, 1668. The will was declared imperfect, and was not allowed.]

THOMAS FOOTMAN 1667

made the 14th of Agus^t 1667

the Last will and testament of Thomas ffootman beeing in sense and good memery I doe be quith my boody to the dust and my soule to god that gave it I doe bequith all my hole Estat to my wife Cattren Excepting one fether beed which I be quith to my dafter Abigall and a rouse that be longeth to the said beed and a boolster to it with one Cowe ; as Longe as my wife doth retaine in her widdowhood I doe leave all my hole estate with her but in case that shee shall marrie I doe give her on third part of my Estate and the rest to be Equally defed. amongst my Children and furth^r I shall desier my brother Bengemin Mathews and william ffollett to Assist my wife and to helpe her and assister her in her bisnes which hear unto I have sett my hand and seail this daye about menshened

witnes

Thomas footman [seal]

the marke of

Bengemin X Mathews

William ffollett

witnes the marke of

John X Bickford

Robert Burnum

Nicholas Harrisson

Thomas Drew

[Indorsed] Imperfict will of Tho: ffootman brought into Court held 30 June 1668

[Inventory ; amount, £234.14.0 ; signed by John Bickford, John Davis, and Anthony Nutter ; attested by the widow, Catharine Footman, March 30, 1669.]

[Administration on the estate of Thomas Footman granted to his widow, Catherine Footman, the will being imperfect.]

[Court Records, June 30, 1668, in Deeds, vol. 2, p. 151.]

W^m Durgin making a motion to this Court y^t he having married y^e Relict of Thomas ffootman, & the children being maintained by him, as alsoe there being 74^{ll}: 1^s. 2^d. to be p^d unto severall men w^{ch} y^e said ffootman owed, Desires this Court soe to ord^r & Settle the estate soe as y^t y^e children might have theire portions sett out unto them, & y^t he might Know & have a Libertie to dispose of what the Court should thinke fitt for y^e bringing up the children & paying y^e debts & s^d relicts proportion of s^d estate that soe he might not be called any further acco^t or Question about y^e same.

In Answ^r hereunto the Court orders that y^e one hundred acres of Land menconed in y^e Inventory at y^e North west of W^m Beards Creeke neere Jn^o Bickfords Lott & y^e six acres of marsh & sixtie acres of Land adjoyning to it neere Rob^t Burnams Lott & Willia^m folletts Lott neere Lam^{ph}ill River & two Acres of marsh Joyning to Anthony Nutters together with an Island Lying at y^e house to be seperated & Sett a part & shalbe too & for y^e children of said ffootman for y^r portions when they come of age according as y^e Associate Court 28th Sep^t 1669 did ord^r. And the Remainder of all goods Lands houses chattles & cattle menc'oned in s^d Inventory to be the s^d Relict Katherin ffootman now wife to s^d Durgin, & to y^e s^d W^m Durgin for ever for bringing up s^d ffootmans children untill they come to age & paym^t of all Just debts due from the s^d ffootmans estate.

[Court Records, June 25, 1672, in Deeds, vol. 2, p. 190.]

John Footman allow'd administration on Thomas Footmans Estate De bonis non.

[Probate Minutes, March 4, 1723/4.]

JOHN JONES

1667

PORTSMOUTH

In the Name Of God Amen ; the second day of septtember in the Eighteenth Yeare of the Raigne of our Sov^raigne Lord Charles the second by the Grace of God of England Scotland ffrance and Ireland King defender of the faith &c : I John Jones of Portesmouth in the Riv^r of Piscataqua Blaksmith being sicke in body

* * *

I give and bequeath Unto my welbeloved Children ffrancis Jones Mary Drew Nathanaell Jones, James Jones and John Jones the sum'e of One shilling a peece to be paid them in lawfull mony of New England wthin one yeare next aft^r my decease and as for my lands and other goods not before disposed I give and bequeath Unto my welbeloved wife Anne Jones to be disposed of by her for satisfaccon of my debts and other Expences about my funerall at her will and pleasure and I doe hereby make and ordeyne my said wife to be my full and sole Executrix of this my last will and Testament In Wittness whereof I have hereunto sett my hand and seale this day and year first above written

Signed sealed & published
in p^rsence of

the m^k of
John X Jones [seal]

the m^k of
James X Drew

Abra: Corbett

the m^k of
Roger X Knight

[Proved Sept. 17, 1667.]

[Account of disbursements out of the estate by the executrix, April 30, 1667 ; amount, £42.17.0.]

[By the court records, Sept. 17, 1667, the inventory amounted to £52.0.0.]

WILLIAM GODFREY

1667

HAMPTON

In the Name of God Amen

I William Godfrey of Hampton in the County of Norfolke in New England being very sick & weak of Body butt sound of mind & understanding: Doe make this my last will as followeth

Concerning such Estate as God hath Given mee in this world I Doe will & bequeth as followeth

Imp I Give and bequeth unto Margery My Loveing wife all my stock of Cattle Duering the terme of her naturall life and whatt stock of Cattle shall Ramane att her Decease to Return to my sonn Isaac Godfrey: Itt I Give unto Margery Godfrey my wife my Dwelling House Duering the terme of Her naturall life

Itt I Give unto Margery Godfrey my wife all my Houshold Goods . . . her & her heires for Ever

Item I Give unto Margery my wife and Isaack Godfrey my sonn all my land both of upland medow & marsh pastors orchyard or Gardens or other Inclosure (Excepting whatt shall bee hereafter mentioned) to bee and Remain to them Duering y^e terme of my wives naturall life & att my wives Decease to bee & Remaine the sole ¶priety & possetion of my son Isaac Godfrey to him hes Heires for Ever, Item my will & pleasure is thatt my sone in law webester shall have & Injoy that peece [of]¹ the land last purchased of Nath Boulter y^t Remaines in [y^e] Hands of my son Isaac or else thatt my son [Isaac] pay him the some of five pound & keep the s^d [land] Himselfe

Itt I Give and Bequeth unto my son John Godfrey so much [of] my planting lott as will make up y^t p^l whearon hes House standeth fower trees which is so to bee layd outt to him as y^t itt may take in all the unbrok up land to the [Swamp]

Item I Give & bequeth unto my Daughter sarah Godfrey the some of Six pounds to bee payd by my son Isaac y^e year after my wives Decease:

Itt I Doe Give unto my Daughter Deborah Godfrey the some of

¹ The words in brackets are supplied from the recorded copy.

Six pound to bee payd to her the second year after my wives Decease: & my wife & my son Isack to have & Injoy all my Comonedg & other towne privledg which is to Remain to my son Isaac after my wives Decease And I Doe make my loveing wife & my sone Isaack my law full Executor to this my last will & testament to see the same performed & I appointt my loving freinds Robertt Page & Samuell Dalton to bee as over seeres to all Intents & Constructions herin Contained wittness my hand & seale y^e 2^d 8th mo 1667

Wittnes

William Godfrey

Abraham Perkins

X

Samuell Dalton

His mark [seal] & Seale

[Proved April 11, 1671.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 212.]

[Inventory of the estate of Deacon William Godfrey, taken April 10, 1671, by Samuel Dalton and Abraham Perkins; amount, £267.7.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 213.]

EDMUND GREEN

1668

[Administration on the estate of Edmund Green granted to Nathaniel Fryer and the widow, Lydia Green, June 30, 1668.]

[Administration granted to Lydia Green and Isaac Trickey July 3, 1669, the former administration to be void, being illegal.]

[Court Records, July 3, 1669, in Deeds, vol. 2, p. 158.]

[Inventory, May 2, 1668, taken at the request of the widow; amount, £50.16.9; signed by Nathaniel Fryer and Joachim Harvey.]

RICHARD LEADER 1668

[Administration on the estate of Richard Leader granted to John Hole and Samuel —, June 30, 1668, "they having married y^e daughters of s^d Lead^r."

[Court Records, June 30, 1668, in Deeds, vol. 2, p. 149 b.]

JOHN LOVERING 1668 DOVER

[Inventory of the estate of John Lovering of Newichwannock, who died July 27, 1668; taken August 11, 1668; amount, £232.7.0; signed by John Wincoll, Roger Plaisted, and Andrew Searle; brought into court Sept. 30, 1668.]

This Court confirmes the Administrac'on granted Hester Lovering & Cap^t Waldren to y^e estate of Joⁿ Lovering at y^e Court of Associates held at Dover y^e 29: septemb: 1668, & orders concerning y^e estate that y^e s^d Hester have one third part of all the housen & Land during her naturall life, & one third part of other the estate for Ever, & the rest of y^e estate to be divided among y^e children the eldest Son: to have a double portion, & further this Court appoynts m^r John Wincoll & m^r Ezekiell Knight to be guardians to y^e children untill they be of age to chuse for themselves or till y^e Court take farther ord^r & that y^e Administra^{rs} make a returne of w^t they doe herein at y^e Next Countie Court at portsm^o

[Court Records, July 3, 1669, in Deeds, vol. 2, p. 158.]

M^r Ezekiell Knight brought into Court an acco^t of w^t charge he hath been at aboute maintaing & the bringing up John Loverins children from y^e time of his marrying Hester Loverin his widdow untill y^e time they weere putt out, In Considerac'on whereof this Court allowes him all the movables menc'oned in y^e Inventory of s^d Loverens estate, & to rechave & pay all s^d Loverings debts, but they reserve the house & Land menc'oned in y^e said Inventory to be for y^e children according as this Court shall see Cause to ord^r together wth the rents thereof from y^e time of y^e death of s^d Knights

wife relict of s^d Loverin, further ord^r & Impower Cap^t Jn^o Wincoll gardian to y^e children that he Looke after & gather in the rents of s^d house & Land for y^e use of the children, & to Lett & set y^e same from time to time till this Court take further order, & y^t he dispose of y^e eldest daughter either by putting her out or Continewing of her wth m^r Knight as may be best for y^e child's Good: /

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 11.]

JOHN PICKERING

1668

PORTSMOUTH

The 11 Day of y^e 11 month 1668

In the name of god Amen: I John Pickern Senir beeing in pirfect Memory do give & bequeth my body to the dust & my Spirit to god that gave it

Likewisse I give unto My Deere sonne Thomas Pickrin my dwelling housse and land Ajoyning to the great beay with all the portinances belonging to it

likewisse I give My Horse to my sonn Thomas together with all the Houseall goods & tools belonging there too: Likwisse I give to my soon Thomas Pickrin too stere Calves: together with the keeping of Sixe Cowes as Long as Antony Stanell of Hamton shall live: Likwisse to My too doghters Rebecah and Abigall I give that fifty Pounds due by bill to be paid by M^r Antony Stanell together with an ocks Equally to be divided to them too together with fore swinee Equally to be divided between them too

Likwiss I give to my too doghters Mary & Sarah fore ocken: sixk Cowes sixk swine to be Equally divided be tweene them too

witness

The Mark of

Phillip Swaddon

John X Pickrin

Joseph Hall

[Inventory of the estate of John Pickering of Portsmouth, Jan. 29, 1668/9; amount, £303.4.6; signed by Elias Stileman and John Sherburne.]

[Administration on the estate of John Pickering granted to his son, John Pickering, June 29, 1669, the will being imperfect.]

[Court Records, June 29, 1669, in Deeds, vol. 2, p. 155 b.]

JOHN TANNER

1669

PORTSMOUTH

[Administration on the estate of John Tanner, carpenter, granted to John Fletcher "At a meeting of Cap^t Ric: Waldren m^r Ric: Cutt & Elias Stileman y^e 30th of march 1669 by Vertue of Mages-traticall pow^r Granted them by the gen — Court."]

[Court Records, March 30, 1669, in Deeds, vol. 2, p. 153.]

[Inventory of the estate of John Tanner of Portsmouth, June 26, 1669; amount, £7.9.0; signed by Nathaniel Fryer and Elias Stileman.]

JOHN REYNER

1669

DOVER

In the name and fear of god amen:—

Know all men to whom these presents shall come, that I John Reyner of Dover in New-England, * * *

After my just debts which I shall ow to anie person be truly payed, and necessary funerall expences satisfied, That of my dear love, and tender affection to my wife, and desire of her comfortable subsisting; and being confident of her care, of and motherly affection to, her children: I will and bequeath to her my whole estate; in New-England; in or out of this jurisdiction, houses, lands, chattels moveables rents debts and what ever else is or may be, anie part of or belonging to the same, (Excepting such legacies as hereafter in this my will shall by me be disposed other-wayses) to be by her injoyed, and improved, to her own use, and benifit, together with the rents of my land in Old-England, lying, and being in the Countie of Yorke, in Town of Gildersome, in the Parish of Batly, either alreadie due, or that hereafter shall be, during the terme of hir naturall life, (she remaining my widdow)

but in case she shall see good to change her condition, and enter into marriage; then my will is that my whole estate immediately before such change of her condition, be equally divided into parts, and that she enjoy one halfe of this estate in Newengland, as afforesaid: together with one third of the rents of that in Old England, as above the other halfe of my estate here in Newengland, with the other two thirds of the rents of the abovesaid lands in Old England, upon her so entering into married estate, as also that halfe left in her hands, with the one third of the rents of that in old England as afforesaid, at her decease; Or the whole (in case she marie not) at her decease be so disposed and equally divided that my five Children John, Elizabeth, Dorothie, Abigail, and Judith Reyner my natural son and daughters, by this my last wife may have each one equall benefit by and portions out of the said estate, both in Newengland and old yet that the particular parts, or parcels of the said estate, here, or there, or elsewhere (if anie be) be settled upon the persons, to whom hereafter bequeathed to my son Jachin Reiner of Rowley, and daughter Hanna Lane, wife to Job Lane of Billerica; to each of which I have given their full portions as my estate will reach, I will and bequeath the old silver beer bowle, and so much monie as shall be ten shillings more than the worth of the cup, one of them to have the cup, the other the monie, Jachin to have his choise; the cup is that which I had with their mother; to my son John Reyner I will and bequeath by these presents my Librarie, books and manuscripts (except such English books as his mother shall make choise of for her use) this besides an equall proportion with anie of his sisters as afforsaid. Item I doe by these presents will and bequeath my land in Old England in the Countie of yorke as abovesaid, to my son John his heirs and assignees to have and hold forever in fee simple and do hereby ingage him to dispose of the rents according as is above specified, during my wife his mothers life; and so long after as my afformentioned four Daughters Elizabeth, Dorothie, Abigail and Judith or anie of them shall leave their part of the principall in his hands, not exceeding the terme of

twentie years they standing to the losse or gain of the said estate according to interest therein ; and being at equall charges for recoverie of the same, if attended with anie difficulties, my will also is that my son John, injoy my housing and land on Dover neck, and my foure daughters Elizabeth, Dorothie, Abigail, Judith, my land lying in the woods near Cachecha ; being equally devided among them a due respect being had by the deviders to the qualitie as well as quantitie of the said land or anie part or share thereof, yet not contradicting the premises viz that everie and each of my above named five Children, my son John, and Daughters Elizabeth, Dorothie, Abigail, and Judith have equall shares in, benefit by, and portions of my whole estate ; in New-England and Old, and elsewhere if anie (excepting the above mentioned legacies bequeathed to my sons Jachin and John and Daughter Hanna viz cup monie, and Librarie, as also ten pounds which I give my wife to dispose of at her decease as she shall see good) all which estate of myn in what place soever as aforesaid I doe by this my last will and testament bequeath to my above-named five children John Elizabeth Dorothie Abygal and Judith according to the premises what anie have receved, (not herin excepted), to be considered as part of their share, my will is also that if anie my foure children yet unmarried, shall by gods providence be so disposed, as to enter upon marriage, during the time the estate according to this my will remaneth in their mothers hands, or posession, there be some sutable encouragment, as the estate will afford (hir own need duly first considered) given to each one as the case shall require, I constitute and appoint my beloved wife Francis Reyner sole executrix of this my last will and testament and intreat my worthie friends ; mr Richard Waldern, and mr Joshua Moodie, to be helpfull to my wife, and children, by their faithfull counsel, and advice, or otherwayes as god shall inable ; in signe of all and everie the premises, I hereto set my hand and seal this nintenth day of April in the year of our lord on thousand six hundred sixtie and nine. if anie of the above-

said five children decease before actual possession they shall have libertie to dispose of their right being of age

the word (named) between line John Reyner [seal]

third and fourth (nie) line fifth

(make) line twentie second interlined

with some other letters befor signing

and sealing and part of fortie first

and second line.—

signed sealed and delivered in
presence of us

Testes Hatevill Nutter

John Hall

[Proved June 30, 1669.]

[Inventory, June 15, 1669; amount, £657.2.7; signed by Peter Coffin, Job Clements, and John Roberts.]

WILLIAM DREW

1669

DURHAM

[Administration on the estate of William Drew of Oyster River granted to his widow, Elizabeth Drew, June 29, 1669.]

[Court Records, June 29, 1669, in Deeds, vol. 2, p. 155.]

SAMUEL DREW

1669

[Administration on the estate of Samuel Drew granted to Anthony Ellins of Portsmouth July 3, 1669.]

[Court Records, July 3, 1669, in Deeds, vol. 2, p. 158.]

THOMAS PEVERLY

1670

PORTSMOUTH

The last will & testament of Thomas Peverly, being very weake & sick in body, but in perfect memory.—

Inprimis I bequeath my soule into the hands of Almighty God

from whome I Receaved it, and my body to the earth after my decease to be buried in a Christian manner.

It: I doe bequeath & give unto my beloved wife Jane Peverly all my whole estate, of houseing, lands both upland & meadowes, with all my Cattell of every sorte & kinde, with all my household stuffe & goods of what nature soever both within dores & without dureing the tearme of hir Naturall life, in case she keepe hir selfe a widow, but if she shall dispose of hir selfe in mariage, then to have onely the thirds of all dureing hir life, the debts that I owe being first satisfide.—

It: I doe further declare my will thus: that in case my wife shall dispose of hir selfe in Mariage, that then the whole estate shall be & belong to my sonne John Peverly, he paying to his mother the thirds of the whole estate as it shalbe adjudged to be worth betweene two indifferent men eaqually chosen, & the debts first paid out of the whole: And the said John Peverly is afterwards to pay five pounds a peece to the Rest of my children, that is to say to Thomas Peverly five pounds, to Lazaras Peverly five pounds, to Samuell Peverly five pounds, to Jeremiah Peverly five pounds & to Sarah Peverly five pounds, and alsoe to give unto my Daughter Martha Noble five acres of upland on the wester side of the path belowe my now Corne feild—

It: I doe further declare my will, that if my wife Jane Peverly shall not dispose of hir selfe in Mariage, but shall live Upon the estate dureing hir life, that then after hir decease the whole estate then left shall fall to my sonne John Peverly, he paying the Legases above exprest when the Children come to age, he maintaineing the Children till they be capeable to be disposed of abroad.

It: I doe make my beloved wife Jane Peverly my executrix to this my will, & doe alsoe intreate & apoint my loving freinds & Neighbours John Shirburne senior & Richard Sloper to be my Overseers & assistants to my executrix to see this my will performed: In witnes whereof I have hereunto sett my hand & seale this nineteenth day of Aprill: one thousand six hundred and seaventy. 1670

It is further by me declared that I doe give unto my daughter Holmes seaven acres of upland out of lands that is given me by this towne not yet laid out in any place convenient for hir—

Sealed signed & delivered in Thomas X Peverly [seal]
the presents of us./ by his marke & seale
this subscription Really
intended to the will.

John X wesbrook

by his marke

Richard Tucker

[Proved June 30, 1670.]

[Inventory of the estate of Thomas Peverly of Portsmouth, May 26, 1670; amount, £191.5.9; signed by Richard Tucker, John Westbrook, and John Sherburne.]

HEZEKIAH SWAINE 1670

HAMPTON

[Inventory of the estate of Hezekiah Swaine of Hampton, taken by Thomas Marston and Nathaniel Batchelder May 2, 1670; amount, £142.18.0; attested by William Swaine, administrator.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 191.]

Hezekiah Swaine of hampton in y^e County of [Norfolke lately]¹ Deses [&] having mad no will, & levinge an [estate and also] some [debts] to bee payed: His Brother willam [Swaine] mad adminstrator to y^e estate may y^e 6th 1670 & and 3 sisters Hanath, bethia and prudence Swaine [being heires to] the estat left for y^e Devidinge of y^e estate they agre [as followeth] if y^e Court see Cause to Confirme it

y^t y^e land & Chatils as it is prised in y^e inventory presented [to y^e Court] shall bee Devided into five parts y^e brother willam [Swaine to have two] parts & y^e sisters ech: of them one part wilam Swaine [to have] his two parts out of y^e land & what

¹ Words in brackets are supplied from the recorded copy.

remaine [y^e s^d william to] have & to bee acounteable to y^e rest of his sisters for [as much pay] acordinge as it is prised in y^e inventory, & y^e [three parts to bee] equily Devided amonge y^e sisters, also what [debts is due to y^e] estat to [bee] devided acordinge to thayer proportion [y^e said william] two [parts & y^e three] sisters an equill part one as much [as y^e other] & also [all debts] Due to eney from y^e estat to pay [according to that rule] & to this wee y^e sd william Hanah bethia & pru [dence Swaine] doe freely & willingly agree to if y^e Court see m[eet] & with y^e Consent of our mother prudence Cox : as wittnes our

Nathanⁿ weare [William Swaine]

William [ffifeild] y^e marke of [ffrancis Jenis]

this 4th of october 1670 y^e husband [of Hana Swaine]

y^e marke of [Bethia Swaine]

[Approved Oct. 11, 1670.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 190.]

JOHN HUGGINS

1670

HAMPTON

The last will & Testam^t of John Hugins sen. aged about 61 : years being made & signed this 31st : of May 1670 * * *

I John Huggins of Hampton in y^e County of Norfolk in new-england doe make & declare this my last will & Testam^t * * *

as for y^e outward estate w^{ch} god hath given mee as it is y^e will of god so my will is y^t out of it my debts be first payd & then my wyfe & Childeren should live of y^e rest I doe therfore for y^e Christian Educacon of my younger children give to my deare & beloved wyfe Bridget y^e imprvm^t of my now dwelling house & land adjoyning, together wth y^e meadow Com'onages, & any other rights & privildiges ap^pteyning therunto as also two oxen, two cowes, & one heifer two years old wth sixteen sheepe & lambs duering y^e terme of her naturall life after w^{ch} y^e p^prietie of y^e abovsd lands to bee disposed of to my Childeren who have not yet received their portions according to y^e reasonable will of my said wyfe

Item I give to my Sone John six acres of land more or less in

y^e east feild as it is lay'd out wth a cow Com'onage and all other rights belonging therunto, as also my right in some land in y^e woods com'only called m^r Legatts, besides w^t other guifts & por-tion hee hath received of mee already in cattle or otherwise to his owne ~~use~~ use & behoofe for ever, I doe also appoint my dearly beloved wyfe Bridgett & my loveing sone John Executo^r & Exec-utrix of this my last will & Testam^t & have accordingly herto set my hand & seale this May 31: 1670

Signed & Sealed in y^e p^rsence John hugin wth a seale to it
of us Seaborne Cotton

Will: fuller

[Proved Oct. 11, 1670.]

[Norfold County, Mass., Deeds, vol. 2, p. 192.]

[Inventory of the estate of "John Huggins, Sener of Hampton Late deceased upon The Seaventh day of June 1670;" taken by William Fuller, John Sanborn, and Henry Dow June 30, 1670; amount, £177.1.0.]

[Essex County, Mass., Probate Files.]

JOHN WYATT

1670

PORTSMOUTH

[Inventory of the estate of John Wyatt of Portsmouth, June 5, 1670; amount, £94.13.4; signed by Richard Shortridge and Robert Purington.]

[Administration on the estate of John Wyatt granted to his widow, Salome Wyatt, June 28, 1670.]

[Court Records, June 28, 1670, in Deeds, vol. 2, p. 168.]

JOHN WOODIS

1670

PORTSMOUTH

[Administration on the estate of John Woodis granted to his father Richard Woodis of Boston, June 28, 1670, who presented an inventory amounting to £26.8.6.]

[Court Records, June 28, 1670, in Deeds, vol. 2, p. 166.]

[Inventory of the estate of John Woodis of Portsmouth, May 30, 1670; amount, £26.0.6; signed by Richard Stileman and Thomas Parker; attested by Ruth Woodis June 28, 1670.]

OLIVER KENT

1670

DURHAM

[Administration on the estate of Oliver Kent of Oyster River granted to his widow, Dorothy Kent, and John Bickford June 28, 1670.]

[Court Records, June 28, 1670, in Deeds, vol. 2, p. 166.]

[Inventory, June 26, 1670; amount, £113.12.0; signed by Thomas Edgerly and John Bickford.]

[Probate Records, vol. 1, p. 92.]

HENRY JENKINS

1670

[Inventory of the estate of Henry Jenkins, June 30, 1670; amount, £3.0.0; signed by William Furber; brought into court July 1, 1670.]

JOHN SEELEY

1670

[Petition of William Seeley, June 30, 1670, for administration on the estate of his brother, Capt. John Seeley; mentions wife and children of the deceased. William Seeley and Elias Stileman were appointed administrators.]

Mr W^m Henderson as Attorney to William Tapping & Johannah Tapping of London Administrat^{rs} to y^e housen & Land of Cap^t John Sealy deceased in y^e hand of Elias Stileman who had granted him Administrac'on to y^e same by the County Court some yeares since to Looke after y^e same till a right claim should be made by his y^e s^d Jn^o Sealys heires or adminis^{rs} out of England should appeare This Court upon exammynac'on of s^d Henderson Ler^r of Attorney & other writings exhibited to this Court now on

file doe ord^r that the s^d Housen & Land w^{ch} are on Docters Island be forth with delivrd up unto s^d W^m Henderson for the Use of s^d W^m Tapping & Johannah, & to Stand responsible two yeares in case a better title & claime should appear y^e s^d stileman to be p^d for his time & trouble Looking after y^e same, & ord^r y^t y^e clarke take a coppie of his s^d Hend^rsons Lr^r of attorny & returne y^e originall

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 16.]

JOHN TUCKER

1670

STAR ISLAND

Know all men by these P^rsents that I John Tucker fisherman of the Yles of shoales, vidz^t Starr Yland In the County of Portsmouth being by gods providence at the house of John Amerideth of the Town of Kittery In the County of Yorke, very sicke & weake of body, yett at P^rsent of Indifferent firme memory and understanding, doe make this my last will & Testament/

1 Inp^s I Comitt my spirit unto god that gave Itt, & my body unto the dust from whence It came, to bee decently buried at the Charge of my executors, whom I shall name & appoynt/

2: I dispose of my outward estate In manner as followeth, vidz^t my will is that all my debts bee duly & truely payd by my executors/

3: I give & bequeath unto Thomas Wells Minister of the Town of Kittery the full & Just some of one pound tenn shillings, to bee payd by my executors after my decease, the one halfe In money & the other halfe In fish/

4: I give & bequeath all the rest of my estate whatsoever unto my very Loveing freind John Amerideth, & Johanna his wife, & my will is, that all those y^t have any estate of mine in their Cos-tody, or y^t doe ow any debt unto mee, do deliver & pay the same unto the s^d Amerideth or his wife after my decease, upon y^r demand or either of them their heyres, executors administrators or Assignes, in speties, as the same is to bee delivered or payd unto mee/

5: I doe Nominate & appoynt the aboves^d John Amerideth senior of the Town of Kittery in the County of Yorke, to bee the executor unto this my last will & testament, & do here by Injoyne him faithfully to p^rforme all & every of the p^rmisses above mentioned/ In witness w^of I have here unto sett my hand & seale Dated y^e last vidz^t the Thyrtty one day of October, In the Twenty second yeare of the Reign of o^r Sovereigne Ld King Charles the second, by the Grace of god King of Great Britain, France & Ireland, & In the yeare of our Lord one thousand six hundred & seaventy/ 31: 8: Anno: Dom: 1670:

Subscribed & sealed in the
p^rsence of us/

The X marke of
John Tucker [his seal]

William Rawling
the marke of X
Thomas sharpan

[Proved Jan. 3, 1670/1.]

[York County, Me., Court Records, vol. B, p. 97.]

[Inventory, amounting to £74.1.10½; attested by John Amerideth April 26, 1671.]

[York County, Me., Court Records, vol. B, p. 97.]

The Deposition of Thomas Wells aged 24 yeares, sayth y^t when hee wrott John Tuckers Will hee could not p^rceive nor discern but at that tyme Joⁿ Tucker was of good and p^rfect Memory & understanding, & y^t the will that hee wrotte was as to the substance of it the same that him selfe related unto this Deponent, as alsoe an accompt of some debts due unto the sayd Tucker, & some debts that the sd Tucker owed unto some men/ This Deponent further sayth, that w^as hee expressed In the will (of Indifferent memory & understanding, It was not from any Imp^rfection that hee could p^rceive in his memory or understanding, at that tyme, but because y^t hee thought, that y^t bodily sickness & Infirmitie in any one might debilitate & weaken memory & understanding, & further sayth y^t wⁿ John Tucker made his marke to his

will that hee sayd I intended it for J. T but my hand shakes, I know not whither It bee well done or to y^t affect, & further sayth not/ Taken upon oath this 26 : of Aprill 1671 : 3

Edw: Rishworth ReCor:

[York County, Me., Court Records, vol. B, p. 97.]

GREGORY CHURCHWOOD 1670/1

[Inventory of the estate of Gregory Churchwood, Feb. 7, 1670/1; amount, £11.0.11; signed by Richard — and Thomas Bartlett.]

[Administration on the estate of Gregory Churchwood granted to John Fabyan, who presented an inventory amounting to £11. 11.0, to which £2.10.0 was afterwards added.]

[Court Records, June 27, 1671, in Deeds, vol. 2, p. 175.]

The deposition of William Weeks aged about 35 y^{rs} & of Sam^uell Streeke aged about 28 years

These depolant Sworne Saith that this Hum^{ph}ery Churchwood is brother to Grigorie Churchwood that was drowned in the boat wth Edward Carter: & weare both of them borne at kingsware neare Dartmoth in England & weare the Reputed sons of Hum^{ph}ery Churchwood their ffather & brought up by him & further they say not://

William Weekes & Sam^uell Streeke made oath to these depositions this 29th of Aperell 1675 before mee: /

Peter Twisden Com[']isho^r

[Order of court, June 29, 1675, that John Fabyan, administrator, deliver the balance of the estate to Humphrey Churchwood, it appearing to the court that he is the brother of Gregory Churchwood and the next heir.]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 11.]

EDWARD HILTON 1670/1

[Administration on the estate of Edward Hilton granted to Edward Hilton, William Hilton, Samuel Hilton and Charles Hilton, March 6, 1670/1.]

[Inventory, March 9 and 10, 1670/1; amount, £2204.0.0; signed by Samuel Dalton, Antipas Maverick, Robert Burnham, William Follett, and William Moore; Christopher Palmer, at the same time, made claim to a part of the estate in behalf of two sisters to the administrators, who were daughters of the deceased.]

EDWARD CATOR 1670/1

[Administration on the estate of Edward Cator granted by the commissioners, to John Fabyan and James Blagdon March 7, 1670/1.]

[Court Records, March 7, 1670/1, in Deeds, vol. 2, p. 170.]

[Administration on the estate of Edward Cator granted to John Fabyan July 1, 1671, "the former Administra^{rs} Viz^t James Blagdon & s^d ffabins refusing to hold together."]

[Court Records, July 1, 1671, in Deeds, vol. 2, p. 180.]

[Order of court, Oct. 31, 1667, that John Fabyan, administrator of the estate of Edward Cator, send £20 to the widow, she being in England and in distress, and that he deliver the rest of the estate to James Blagdon, attorney for Cator's daughter.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Division of the estate is presented and placed on file June 24, 1679.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 30.]

[Petition of John Fabyan, James Blagdon, and Robert Townsend, attornies, for a division by the court of the estate of Edward Cator to the widow and two daughters; dated June 26, 1679.]

[Account of the estate, and order of the court for the division of the estate equally among the widow and two daughters in accordance with the petition.]

JOHN HUNKITT

1670/1

HAMPTON

[Inventory of the estate of John Hunkitt of Hampton, taken by Samuel Dalton and John Sanborn March 22, 1670/1; amount, £14.19.3.]

[Essex County, Mass., Probate Files.]

PHILIP BABB

1671

ISLES OF SHOALS

[Administration on the estate of Philip Babb of the Isles of Shoals granted to Nathaniel Fryer April 24, 1671.]

[Court Records, April 24, 1671, in Deeds, vol. 2, p. 170.]

[Joseph Hall petitioning the court for recompense for maintaining for two years Peter Babb, son of Philip Babb, the father and mother both being dead, and the child five years old next Michaelmas, the court, June 27, 1676, binds Peter Babb as an apprentice to Joseph Hall until he reaches the age of twenty-one years.]

[Court Records, June 24, 1676, in Deeds, vol. 5, p. 15.]

DANIEL MOULTON

1671

[Inventory of the estate of Daniel Moulton June 22, 1671; amount, £180.17.6; debts due to the estate, £30.18.11; debts due from the estate, £18.0.0; signed by Elias Stileman and Joseph Morse.]

THOMAS JAMES

1671

[Administration on the estate of Thomas James granted to James Blagdon June 27, 1671.]

[Court Records, June 27, 1671, in Deeds, vol. 2, p. 175.]

THOMAS LEIGHTON

1671

DOVER

In y^e name and feare of God Amen I Thomas Layton seni^r of Dov^r in New England Aged sixty seven yeares or there aboutes, beinge exercised with great infirmity of body, * * *

As for my outward Estate my Will is that my p^rsent Wife Joanna do enjoy (during her naturall life if she continue in the estate of widdowhood, or duringe her widdowhood if she marry) my whole Estate both personall and Reall to be improved for her comfortable maintenance, and at her marriage one third part of y^e whole, after that her marriage to be improved by or for her till her decease. That my onely son and heire Thomas Layton shall have (besides what he hath or shall receive before my decease) All my housinge Landes Orchard Marshes flatts, with their priviledges or appurtenances either within or out of this Town to be had and held by him his heires or assignes forev^r After they fall from his mother by marriage or her decease as abovesaid, To him also I Give one quarter part of the movables which shall be Left undisposed of by my wife for her comfortable supply as abovesaid, He y^e said Thomas Layton my sonne payinge To my Daughter Mary y^e wife of Thomas Roberts juni^r To y^e value of tenne poundes To my Daughter Elizabeth wife of Phillip Cromwell to y^e value of forty poundes To my Daughter Sarah (unmarried at p^rsent) to the value of forty poundes; which he is to pay to them or their heires or assignes within the space or terme of two yeares after y^e decease of his Mother Joanna if they shall demand it, which I by these p^rsents Assig^e to them out of the said Estate together with a quarter part of the movables to each of them which may be Left by my wife Joanna. He y^e said Thomas my sonne also set-

tinge John my Indian Servant free and painge him to y^e value of five poundes at y^e decease of y^e said Joanna. Moreover I doe hereby constitute and appoint my sonne and heire Thomas above-said Executor and my wife Joanna Executrix jointly whilst they are both livinge and severally after the Decease of either of them In wittness of the p^rmises I doe here unto set my hand and seale this one & twentyeth day of september Anno Domini 1671

Test

Thomas X Layton seni^r [seal]

(to each of them) interlined

his mark

Jn^o Reyn^r

X Thomas Roberts juni^r his mark

[Proved June 25, 1672.]

[Inventory, Feb. 15, 1671/2 ; taken at the request of the widow and her son, Thomas Leighton ; amount, £475.5.0 ; signed by Job Clements, John Dam, and John Hall.]

JOHN GARLAND

1671

HAMPTON

The last will and teastiment of John Garland senior : aged about fivety yeares of Hampton in the countie of norfolke : in nue england Being made and signed : this 15th day of november 1671 :

In the name of Jesus christ who is Lord of quick and dead : who hath [taught]¹ uss to doe the will of our Heavenly father And yet hath in his word Ratified the will of the teastatour when he is dead : I John Garland sick in body * * *

As for my outward Estate which god have [gratiously] given me As it is the will of god so my will Is that out of It [my debts] being first paide that then my wife and childreng : should live of [y^e] Rest : I doe thearfore give and Bequeath unto Elizabeth my loving wife the north End of my dwelling House the lower Rome & the bed in the Rome & all : furniture to itt : and ten : pound a

¹Words in brackets are supplied from the recorded copy, Norfolk County, Mass., Deeds, vol. 2, p. 249.

yeare to be payd as followeth & nesasary Housold stufe that shall be nedfull for a single woman & a Hors to be found Her by my Excectatour : & wood brought to Her dore fitt for the fire : so long ass she live in the House if she Remove from the House or marry then the wood & Hors & the House & five pound of the former ten to cease : she only to Have five pound a yeare paid Her : and to Have the bed and furniture away with Her : & I give unto Her the milke of a cow so Long as she live in the House : aforesd :

tt I give & bequith unto my son John : garland : my Dwelling House and barn & all my out Housing and all the land : a bout the House & the medow : all that I bought of phillip lewes : & 5 ackes : more or less of salt marsh lieng in the Littill oxen comon : which wase formerly Tho: chaces : and a mare colt : which I formerly gave him Likewise I give unto my son John garland : all my stock of cattell Horses & swine : And Impliments of Husbandry : that are about my House att Home : and all my Housold stufe : & beding Excepting what shall be after mentioned : He paying : the former pay to His mother which is formerly mentioned untill : His brother Jacob garland & peter garland shall come to the age of twentie one yeares : and then that : pay to be Equally : devided & thay all to pay there mother : one ass much ass the other :

tt I give unto my son : Jacob : garland & peter garland the [one] Half : of that land that I bought of m^r Seaborn cotten that is in the woods with the plows & Impliments of Husbandry that is there : the land and them to be equally : devided between them : which is att the Hog pen plaine : thay to Have it [ass] thay come to the age of twentie one years : : ase also each [of] them a bed and the furnetur to itt : when : thay come to [y^e age] of twentie one years : to be paid to them by my Excecteur

And I doe hearby apoint my deare and loving wife Elizabeth Garland : & my son John garland to be my lawfull Exceto^r & Excectetour : she untill : my son John come to the age of [one] and twentie yeare : and then : ~~my son John garland to be my~~ Excectetour to this my last will and teastiment and for the confer-

mation Hearof I the above sd John garland Senior Have Hear-
unto put my Hand and seall the day and yeare above

Signed & sealed in the pressenes : The mark of
of uss John X garland [seal]

Robard X page & Senior

His mark

Hen: Dow

[Proved April 9, 1672.]

[Essex County, Mass., Probate Files; Norfolk County, Mass., Deeds, vol. 2,
p. 249.]

[Inventory of the estate of John Garland of Hampton, "late
deceased upon the 4 day of Jenuary 1671," taken by Robert
Page, James Philbrick, and Henry Dow Feb. 6, 1671; amount,
£363.0.0.]

[Essex County, Mass., Probate Files.]

SAMUEL FOGG

1671/2

HAMPTON

In the name of God Amen

I Samuell ffog of Hampton in the County of Norfolke being
very weake & Inferme in Body butt of sound understanding and
of a Disposseing mind Doe make this my last will & testament
as followeth, I sollemly Comitt my soule unto allmighty God the
father of Spirits and my fraile and weake body unto the earth
from whence itt was taken to bee buried in such Decientt manner
as my Exequetors hereafter mentioned shall appoint

And for whatt Estate the lord of his bounty Hath bestowed upon
mee in this world my will is as followeth

1st I Give & bequeth unto Mary my Beloved wife Duering the
terme of Her naturall life as Her Dowry the one Halfe of my Salt
marsh which lyeth on this side of the falls River towards the
towne the which was formerly the marsh of Roger shaw and so
much of the five Acres in the little Comon as will make up Heir
thirds of all the marsh in my possetion

Itt I give unto mary my wife for her Improvement the one

Halfe of Eight Acres of planting Land in the East feild viz thatt partt thatt which lieth towards william Samborns land towards the north (and so much as will make up her thirds of the upland) att the South End of my Howse Lott

Itt I Give unto mary my wife the west End of my Dwelling House Duering the terme of Her widowhood & no longer, butt if shee shall Remove Her Dweling from thence in the time of her widowhood then the whole Howse to bee leatt with the lands by my Exequetors untill my Eldest sonn shall Come to the Age of twenty one years, and then my Eldest sonn is to posses itt and pay unto mary my wife Her thirds of the Rentt

Item I Give unto Mary my wife two Cows & the whitt Rone mar and whatt Howsehold stuff she brought into the Howse with her or whatt beding or other Household stuff she hath Else whear to bee & Remain to Her & Her Heirs for Ever

Item I Give & bequeth unto my Eldest sonn Samuell fog the other two thirds of my land marshes & medows & Comonage the which he is to Enter upon & posses when he shall Come to the Age of twenty & one years, butt shall nott Have full power in selling or disposeing of his Estate withoutt the Consentt of my Exequetors untill hee shall come to the Age of twenty fower years.

Itt I Give unto my son Samuell ffoge all my Howseing & barne & out Howseing the which he is to Enter upon & posses att the Age of twenty one years paying the thirds of the Rentt for the Howse to my wife Duering the time of Her widowhood and for my stock of Cattle & other moveables & twoles and Implements of Husbandry nott otherwayes Disposed of by this my Last will they are to bee improved & Renewed att the Discretion of my Exequetors so as thatt the stock may bee maintained & nott wasted & Imbesselled untill my sone shall Come to the Age of twenty one years and then to be and Remaine to him & att his Disposall payeing these following legacies

Itt I Give & bequeth unto my son Daniell ffog the some of fifteen pound to bee payd by my son Sam^l fog when Daniel shall Arive to the Age of twenty one years

Itt I Give unto my Daughter mary fog one fetherbed & one fether boulder & one pillow & two Blankits one of them a Red blanket and two payer of sheets which were her mothers

Itt to my Daughter mary and Brass pan & three puter platters and Som other puter & Earthin Dishies which were hir mothers, and these Goods being prized to my Daughter Mary my son Samuel is to make up the some of fifteen pound to Her when she shall Come to the Age of twenty one years or att Her marring which shall Happen first

Itt I Doe Give unto my son Daniell fog the other third partt of my land, which he is to Enter upon & posses att my wives Decease & within one year after to pay the some of fifteen pounds back againe unto my son Samuel if hee hath Received itt before the Land fall to him

Ittem I Give unto my son Daniell fog my two new puter platters & a puter Bason

Ittem I Give unto my son Samuell ffog my two Tables & one bed stead & one Greatt Chayer & three Chests and one new Greene Rug and a Sute of Curtains, and one fowleing peece and all the Rest of my Howsehold stuff I Give & bequeath unto mary my wife & to the three Children which I have by Her

Itt I Give unto my Son Seath ffoge the some of Six pound to bee payd to him by my son Sam^l when he shall Come to the Age of twenty one year

Ittem I Give unto my Son James ffog the some of Six pound to bee payd when he shall Com to the Age of twenty one years to bee payd by my son Samuel

Itt I Doe Give unto my youngest Daughter Hanna ffog the some of Six pound to bee payd by my son Samuell when she shall Come to the Age of twenty one years and if her marriag shall Happen forst then to be payd att her Day of marring

and my will is thatt my Eldest Son should Die withoutt Heire of his owne body thatt then His portion of Land to Desend to my next son, and if any of my other Children should Die without Issue, thatt then their portion shall bee Devided amongst the Rest of my Children that shall Survive

And I Doe by these p'sents Appointt my Loveing ffather in Law Deacon Robertt Page and my loving ffreinds william ffuller & Nathaniell Bachelder to bee my lawfull Exequetors to this my last will & testament: to see thatt the same be performed according to the tru Intentt & meaning herof and if God shall take away any of them thatt if god ꝑmitt they shall Have power & liberty to make Choyce of whom shall suply in his or their place in point of Exequetorship and I Doe appoint my Loveing Brother Thomas ward & my loveing ffreind Samuell Dalton to bee as overseers to this my will who Have the like power to make Choyce of suply in their places in Cause of Death or Removall

and my will is thatt my three Eldest Children shall bee Settled by my Exequetors viz my Son Samuell & Daniell to som Good trade which they shall most Desire and to be placed in such famelyes as may bee for their Comfortt & Advantag both for soule & body as much as Can bee Attained and I Appoint that such wearing Cloathes as I shall leave att my Death shall bee Improved by my Exequetors to fitt outt my two sons Samuell & Daniell to service and to make such further supply as they in Descretion shall Jugg meett.

And my will is thatt my Executors shall take such Care both in the time of my wives widowhood & att all times thatt my Estate may bee p'rformed and y^t the Howseing Due nott Goe to Decay without Repayeration and thatt the fences and other things Doe nott suffer strip & wast in the time whilst itt is outt of my sons Hands

And my will is Conserning my Daughter Mary bee Desposed of to the tuission of my loving ffreinds william ffuller & ffrances His wife, and if God should take away Goodwiffe ffuller whilst my Daughter mary is in Her minority I will & Comitt her tuition unto my Brother Benjamin ——— & to Goodwif Bachelder) and my will is thatt my Howseing & lands & stock of Cattle & other moveables & Improved by the Discretion of my Exequetors for the subsistance of my wife & my three youngest Children untill my son Samuel shall Arive to the Age of twenty one years and

1672

1672

[Court Records, March 26, 1672, in Deeds, vol. 2, p. 181.]

[Administration confirmed by the court June 25, 1672, and Thomas Jackson, presenting an inventory, "is enjoyned to give securitie to y^e clarke to respond y^e estate that it may be forth coming to y^e right heire."]

[Court Records, June 25, 1672, in Deeds, vol. 2, p. 186.]

["An Invoice of what Petter Adams; Deceased the first of November 1671 left in the Custody of Thomas Jackson; of Porchm^o Cupp^r"; amount, £9.15.8; witnessed by John Fletcher and William Irish; attested by Thomas Jackson June 25, 1672.]

RICHARD YORK

1672

DOVER

In the Name of god Amen the later will and testament of Ritchard yorke whoe being well stricken in years but ripe in memory this 23 daye of appriell one thousand six hundred seventie and tow viz I doe leave and bequeath to my sonne John Yorke that I now live in my farme the dwelling howses and owtt howses with all & . . . privelidges and y^e Apertinantes thereunto belonging togeather with y^e stock which shall . . . upone y^e farme after my deseas and y^e legeses here mentioned to be payd and what stocke . . . and sheepe and swine shall be left after y^e legeses be payed shall be equally devied between . . . sonne John yorke and daughter Elizabeth C—tie and my sonne . . . daughter grace yorke and like wise allso I doe leave and be queave to my wife . . . yorke duering here life time one third part of y^e estate and one Cowe only my sonne John yorke paying y^e just debts to any parson or parsons that can be made Justly apeare allso I doe leave and bequeath to my sonne Samuell yorke five pounds allso i doe leave and bequeath to my daughter Ratchell Halle five pounds and all so I doe leave and bequeath to my sonne Bengeman yorke that tractet of land which I hold by towne grant situate ling and being neare the second fale of Lamplriver adjoyning unto that which wase latelye John Martaines lott together with one yoke of oxen and all so doe leave and bequeat to my

daughter grace yorke tenne pounds all soe leave and bequeath unto my tow grandchildren Richard yorke and Bengieman yorke fiftie shillings apeice all so my daughter grace yorke leges is to be payd at her day of marage or eightene yeres of age now I Richard living and being ripe in memorye doe now acknowledge this to be my last will and testament sined sealed and acknoled in y^e pesence of us to be his act and deede dated y^e 23 of apperell 1672

wittnesse us :)

[seal]

y^e marke of X nicholous Doe :)

ffrancis Thorne :)

An Imp^fit will of Ric: Yorke brought in to the County Court held in portsm^o 30 June 1674

this Court Appoynts his wid Eliza: york & Joⁿ york Administra^s to y^e estate & ord^r y^t the estate be devied according to this im^pfit will & give securty that they will p^oform y^e same accordingly

Elias Stileman Cleric

Eliza: yorke & Jn^o yorke

[Inventory, March 27, 1674; amount, £264.13.0; signed by William Roberts, John Rand, Benjamin Matthews, and Thomas Willey.]

[Administration on the estate of Richard York of Dover was granted to his widow, Elizabeth York, and John York June 30, 1674, and they were ordered to divide the estate according to the terms of the will, which was imperfect; amount of inventory, £264.13.0. They gave bond for double the amount of the inventory, with Nicholas Doe and Samuel Willey as sureties.]

[Court Records, June 30, 1674, in Deeds, vol. 5, p. 3.]

It is agreed betwixt William Graves on the one part, and John York his Son in law [step son] on y^e other part; That what the sd William Graves hath received of Richard Yorks Estate deceased, It shall be to y^e use of William & Elizabeth Graves The sometimes Widow of sd Richard York deceased, during the lives

of the sd William & Elizabeth Graves; which are, One feather bed and Boulster, with Blankets & Covering to it. 2^{ly} That whereas Elizabeth Graves & John York her son jointly administered on sd Richard Yorks estate deceased, That the sd John York only shall be liable to pay all his deceased ffather Richard Yorks debts. 3^{ly} That one third of all the sd Richard Yorks land deceased, whether in tillage, or meadow, or orchard, in being during the sd Richard Yorks life, shall be laid out on a com'on charge betwixt y^e Parties beforesaid, & afterwards shall be to y^e use of the sd Elizabeth Graves during her life, but after her decease to be to y^e use of the sd John York & his heirs for ever. ffourthly, That the sd John York shall deliver to the sd Willia— Graves, One Cow, & ffive pounds in staves, and shall bear y^e charge of the present Court at Dover. On the true performance of all the before said Articles these shall acquit from all difference w'tsoever betwixt the sd William Graves & John York to the day of the date hereof. In witness to the Articles above, We the Parties above articling, have mutually set to our hands this 8th of June 1681

Signed & delivered

in y^e p'sence of

Thomas Broughton

John X shore

his mark

The mark X of

William Graves

Owned by William Graves & John York in Court held at Dover 7th June 1681, to be their act & deed.

Elias Stileman Record^r

[Deeds, vol. 3, p. 182.]

WILLIAM JACKSON 1672

PORTSMOUTH

[Administration on the estate of William Jackson of Portsmouth granted by the commissioners to Thomas Daniell May 8, 1672.]

[Court Records, May 8, 1672, in Deeds, vol. 2, p. 181.]

[Inventory, July 5, 1672; amount, £8.15.3; sworn to by Thomas Daniell June 27, 1673.]

ONESIPHOROUS HARVEY 1672 ISLES OF SHOALS

[Administration on the estate of Onesiphorous Harvey of the Isles of Shoals granted by the commissioners to Thomas Daniell May 8, 1672.]

[Court Records, May 8, 1672, in Deeds, vol. 2, p. 181.]

ALLEN LLOYD 1672 PORTSMOUTH

[Inventory of the estate of Allen Lloyd of Portsmouth, June 24, 1672; amount, £201.15.6; signed by Elias Stileman, John Fletcher, and John Pickering, appraisers.]

[Administration on the estate of Allen Lloyd of Portsmouth granted to his widow, Sarah Lloyd, who presented an inventory amounting to £202.15.6, and a list of liabilities amounting to £39.10.6.]

“ffor y^e settleing of y^e estate y^e Court ord^{rs} that the house & Land on w^{ch} it standeth be to y^e son of s^d Lyde when he shalbe of age & y^e thirteene acres at y^e pulpet & y^e rest of y^e estate be to y^e widow for paying of y^e debts & bringing up y^e child & the whole to remaine in her hand untill y^e child be of age, & the thirds thereof during her life.”

[Court Records, June 25, 1672, in Deeds, vol. 2, p. 187.]

JOHN GODDARD 1672

In th^e name of god Amen, th^e Second of July in the year of our Lord one thousand Six hundred and Seventy Second being but Sickly in body Item I give and bequeath my whole Estate as above Said unto my very loving brother Brother Benjamin Godward always provided th^t So long as my mother wealthin Simmons liveth th^e S^d Estate Shall remain in the hands of my S^d mother and brother as now it is in the hands of my S^d mother and myne own and after my S^d Mothers decease to be totally and Soly to the right and to behoof of my S^d Brother Benjamin godward forever; Ex-

cept thirty pounds w^{ch} I will and bequeath to the three Sons of my three Sisters ; viz John Gilman ten pounds John Bennet ten pounds James Thomas Jun^r ten pounds to be paid to them when they come of age ; and I do Constitute and ordain Robert Burnam and John Davis to be Executors of this my last will and testament as witness my hand and Seall

Test

John Godward [Seall]

John Barsham

her

Mehitable Barsham X

his mark

John Simmons X

mark

[Proved June 4, 1694.]

[Deeds, vol. 5, p. 91.]

JOSEPH BAKER

1672

ISLES OF SHOALS

[Administration on the estate of Joseph Baker, "who dyed intestate on Iles of sholes," granted by the commissioners to Edward Beale Nov. 2, 1672.]

[Court Records, Nov. 2, 1672, in Deeds, vol. 2, p. 195.]

[Inventory of the estate of Joseph Baker, who died Oct. 16, 1672 ; dated Nov. 19, 1672 ; amount, £39.11.2 ; signed by James Blagdon, Edward Soule, Peter Twisden, Elias Stileman, Nathaniel Fryer, and James Rendell.]

[Administration confirmed by the court, and inventory presented, amounting to £39.11.2.]

[Court Records, June 27, 1673, in Deeds, vol. 2, p. 202.]

The Deposition of Mary Twisden aged about 41 years :

~~This depolant Sworne Saith that Joseph backer when he lay one his death beed in the house of her husbands the Said backer~~

did wish that Edward Beale was com shee asked of him what he would have of the said Beale he the Said Backer said he would willingly speake wth him for he did owe to him the greatest debt that he did owe in the world & that the Said Beale should take his house & land & all that he had and pay his debts for he had enough to pay his debts & to burie him like a man & ferther saith not :

Taken upon oath by m^{rs} Mary Twisden y^e 10 July 1673
before me Elias Stileman Com^{'is}r

The deposition of Phillipe Hatch Aboute 22 years

This depolant Sworne Saith that Joseph Backer did goe to sea wth him in a shollope of Peter Twisdens & that Sum'er before the Said Backer died & he hard the Said Backer say that Sum'er manie times that he did owe Edward Beale eightene pounds w^{ch} was more than he did ow to all the world besids & furthe saith not :

10 July 1673 taken upon oath by phillip Hatch
before me Elias Stileman Com^{'is}r

The deposition of Peter Twisden aged about 45 years

This depolant Sworne Saith that Joseph Backer lying one his death bed at his house he desird him to Set his busines in order for he was in a very Sicke Condishon & the Said Backer anserd him he had done that allredie for Edward Beale should take all & pay all if he died for he was most In debt to him & further saith not

Taken upon oath y^e 10th of July 1673 by m^r peter Twisden
before me

Elias Stileman Com^{'is}r

The deposition of John Windsland aged about 41 years

This depolant sworne Saith that he was in the house of Peter Twisden Watching wth Joseph Backer when the Said Backer lay one his death bed & Edward Bale being their wth him he hard the Said Backer Say that Edward Beale should take his house & pay himselfe & further saith not.

10: July 1673 taken upon oath by Jn^o Winsland before me
Elias Stileman Comis^r

WILLIAM HAM

1672

PORTSMOUTH

The Last Will and Testament of Willyam Ham S^{en} of Portsmouth in The River of piscatque * * *

I^t I Give To my Grandchild Willyam Ham all That My now dwelling House & houseing with all The Lands Thereto belonging fensed and unfensced Soe far as The Spring That wee use To fetch water att In The Som'er Time Commonly Called The furthe Spring and Soe to th North weste ward as my bounds doth Runn with all my whole estate both of household Goods of w^t kind Soever with all my Cattell of w^t sorte soever xcepting one red Cow—

I^t I Give To my other too Grand Children Thomas Ham And John Ham To be divided equally betweene Them All The Reste of my Lands to me belonging begin'ing at The further spring where my Grand Child willyam Ham endeth and so To Take itt as itt is Laid out and Recorded In The Towns Records In portsmouth with all The priviledges theire unto belonging—

I^t I Give to my daughter Elizabeth Cotten my Red Cow and all her Children Liveing twellpense apeese In The Name of a Legasy—

And further I doe hereby Make my said Grand Child willy^m Ham my full and whole Executor and To se This my Will performed :: and doe appointe John Hunkinge and Richard Jackson to be my overseers of This my Will accordin to The true intente Thereof In wittnees hereof i have here unto sett my hand and Seale This twenty one day of December Annoe Dominy 1672—

Sealed Singned And Delivered william ham [seal]

In The presense of us

Richard Cutt

The marke of

Willyam X king

John Stanley

[Proved June 27, 1673.]

[Inventory of the estate of William Ham, who died Jan. 26, 1672/3; taken Jan. 27, 1672/3: amount, £122.17.0; signed by John Hunking and Richard Jackson.]

WILLIAM MARSTON 1672

HAMPTON

the last will & testament of william marston sen^r of hamton who being through the mercy of god of perfit & sound memory & understanding as followeth I bequeath my soull to him that gave it & my boddi to the earthe I give to my Eldest Sonn Thomas marston five shillines & to my son william marston five shillinges & to my sonn John marston five shillinges & to my dawt^r preudenc Coxes five shillinges to be paid with . . . twellf month after my deces all the Reast of my estat goodes Chattelles Debtes moveables & what elsed is any maner of wayes appertaining or belonging unto me I give unto my Dawter Trifana & I dooe make my beloved wife Sabina my Sole Excekketor unto this my last will & Teastament for the Confirmation hear of I have here unto sett my hand & seall the 25 of Jauen on thousand six hundred seventy & twoe

witnes Nathanell Drak

Jane Drak

John X lock

his marke

the mark X of

william Marston senior

[Proved Oct. 8, 1672.]

[Essex County, Mass, Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 263.]

[Inventory of the estate; personal, taken by Nathaniel Drake and Thomas Marston, 1672; amount, £73.10.0; real, taken by Nathaniel Drake and John Locke; amount, £50.0.0; total amount, £123.10.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 263.]

STEPHEN BATCHELDER 1673

[Administration on the estate of Stephen Batchelder granted to William Richards, husband of Mary Richards, daughter of the deceased, March 26, 1673.]

[Court Records, March 26, 1673, in Deeds, vol. 2, p. 194.]

GILES FULLER

1673

HAMPTON

[Administration on the estate of Giles Fuller of Hampton granted to Thomas Ward of Hampton and Richard Currier of Amesbury, Mass., April 8, 1673.]

[Norfolk County, Mass., Deeds, vol. 4, p. 13.]

[Inventory, taken by Thomas Marston, Abraham Perkins, and William Marston April 8, 1673; amount, £153.5.3.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 284.]

—— TRUEWORTHY 1673

[Guardianship of James Trueworthy was granted to Nicholas Shapleigh June 24, 1673, this choice being made by the ward.]

[Court Records, June 24, 1673, in Deeds, vol. 2, p. 199.]

JASPER BLAKE

1673

HAMPTON

In the Name of God Amen—

I Jasper Blake of Hampton in the County of Norfolke in the Collony of the Massachusits being sicke & weake and Languishing under a sore Desease which in the Judgment of man will bring my fraile body to the Dust from whence itt was taken, doe make this my Last will as followeth * * *

And for whatt Estate God Hath Given mee in this world my will is that my Just Debts being payd my whole Estate (Excepting whatt is otherways disposed of) shall bee & Remaine in the Hands of Deborah my Beloved wife Dureing the terme of Her life for her subsistans & the Releife of those Children which are yett to bee Brought up

And my further will is thatt my sone Timothie shall Injoy of my third partt of the farme for his p'sentt Improvementt twenty

Acres of upland & fower Acres of medow for the which he shall Afford such Helpe & Assistance to my wife as they shall Agree upon, and att my wives Decease the sd $\frac{3}{4}$ t of the farme being one Hundred Acres as Appears by a deed of Gift from m^r Timothy Dalton of Hampton Deceased thatt my sones Timothie & Israell shall Injoy the sd Hundred Acres of land betwixt them to bee Equally Devided both upland & medow and when my wife shall appoint they the sd Timothie & Israell and to pay legacies to my other Children which Have no land so as itt Exceed nott ten pound for Either of them

Item I doe Give unto my Daughter Deborah Blake one of my Cowes to be Delivered to Her by my Exequetor att Her marriag or att the Age of twenty two yers: and five pound more to bee payd within a year after Her mothers Decease if she bee then living

It I Give & Bequeth unto my son John Blake my lott wher I now live Containing aboutt Eigh[t] Acres more or less as itt is and one share of the Cowes Comon and Six Acres of Salt marsh the which he is to Enter upon and possesse att my wives Decease, paying to my other Children such legacies as my wife shall appointt nott Exceeding ten pound

Item I Give unto my sone Jasper Blake my Grant of land at the west end of Hampton bounds Called Hampton New plantation being Eighty Acres as Appears by the towne Records the which he is to Enter upon and possesse after my wives Decease

and my will is that all the land & moveables shall Remaine att my wives Dispose the land for Improvementt & the Movables to Her dispose to Her & Her Heires for Ever, and for whatt land my sons Timothie Israell or John shall Improve in the life time of my wife I leave itt to Her & my overseere to treatt with them & Conclude whatt allowanc they or Either of them shall make to my wife for her subsistans & for the Releife of my small Children; and I doe Apoint Deborah my Beloved wife to bee my Sole Exceqatrex this my last will and testamentt, and I doe Desire & Request my Cossen m^r Sam^l Dalton to bee as an oveeseere and to

Have the desiding of any Differanc that any time may Arise betwixt my wife and any other Person Conserved in this my last will and for the Conferment of this as my last will and testamentt I have Herunto sett my Hand & Seale this Eighteenth Day of July in the year of o^r lord one thousand Six Hundred & Seaventy and three

Signed Sealed and Confermed
in the p^rsents of us

Jasper X Blake [Seal]
His marke & Seale

Christopher Hussey

Samuell Dalton

[Proved April 14, 1674.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 324.]

[Inventory, taken by Samuel Dalton and Christopher Hussey Jan. 21, 1673/4; amount, £265.10.0; sworn to by Deborah Blake, executrix, April 14, 1674.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 2, p. 324.]

It is agreed Between Timothie Blake & John Blake adminestrators to the Estate of Jasper Blake and thet six Children of the sayd Jasper blake as followeth viz thatt Deborah the wife of Elieasor Elkins hath her partt as appears by a Receitt under the Hand of the sd Eliazor Elkins, and for the other five Children itt is agreed by the sd Timothie & John Blake thatt they shall Receive the some of fiftie pounds thatt is to say ten pound a peece as they Come to age and for the paymentt of the sd fifty pound to the sd five Children we the sd Timothie and John Blake Doe hereby Ingage thatt the Land of the sd Jasper Blake shall ly Responsible for the paymentt of the sd legacies and Hereto wee sett our Hands this tenth Day of november 1679

wittnes
mehetabel Dalton
Elizabeth Dalton

timothy blake
John X Blake his mark

Timothie Blake and John Blake signed and owned this wrighting the 10th 9 mo 1679 Before mee

Samuell Dalton Comissoner

[Allowed Nov. 11, 1679.]

[Essex County, Mass., Probate Files.]

THOMAS ROBERTS

1673

DOVER

In the name of God Amen

I Thomas Robearts Sen^r of the Towne of Dover in Piscattaqua River, in New England yeoman beeing weake of Body * * *

Item I give and bequeath unto my Sone John Robearts, of Dover, aforesaid, the sume of Twenty shill^s in Currant money of New England, to be paid, by my Executo^r, three monethes, after my discease

Item I give and bequeath, unto my Sone, Thomas Robearts, the sum'e of five shillings, in money to be paid at or within the Space of three monethes, after my disease, by my Executo^r

Item I give, and bequeath, unto my Daughter, Hester (now the wife of John Martyn, of New Jarze) the sume of five shillings in money, to be paid, by my Executo^r, three monethes, after my discease, if demanded,—

Item I give, and bequeath unto my Daughter Anne (now the wife of James Philbrooke, of Hampton) the sum'e of five shill^s, in money to be paid, by my Executo^r, at or within the Space, of three monethes, after my discease, as is above men'coned.—

Item I give, and bequeath, unto my daughter Elizabeth, now the wife, of Benjamin Heard, of Cochechock, the sume of five shillings, in money to be paid, at, or within, the Space, of three monethes, after my discease by my Executo^r.

Item I give, and bequeath, unto my Sone, in Law Richard Rich, the husband, of my dearly beloved daughter Sarah, and to his heires, Lawfully begotten (or to bee begotten) on the Body of my said Daughter (be it Either Males, or females) the Males, to bee Ever p^rferred, before the females, and the elder, before

the younger, and to his, and their assignes forever, my dwelling house, where in, I now dwell, Lieing and Scituate, in Dover aforesaid, to gether also, with all, and Singular, the Out houseing, Orchards, planting Land, and pastures, within fence, or Laying, in Common priviledge, of Commons, proffitts, of Commodities, Advantages, hereditam^{ts}, and appurtenances, whatsoever, thereunto belonging, or in any wise, appertaining, and now in my owne Tenure, and occupac'on, and also, a Lott of fouer Acres, of planting Land, lieing and Scituate, in Dover aforesaid, neare my Said dwelling house, and Likewise three Acres, of marsh, by Estimac'on, bee it more or Lesse, Lieing, and Scituate, at the mouth of Winnycott River, neare Greeneland, in Piscattaqua River, aforesaid, which I doe now possess, and Enjoy, and also, I doe nominate, make choice of, and appoint, my s^d Sone in Law Rich^d Rich to bee my whole and Sole Executo^r, (& in Case of Mortallity, my Daught^r Sarah above menc'oned) to Execute, or see Executed, this my Last will, and Testament, according to the purport, true Intent, and meaning thereof, and in Testimony, that this is my Last will, and Testament, Irrevocably, I have hereunto, putt my hand and seale Dated in Dover, aforemenc'oned, this Twenty Seaventh day of Septemb^r, One Thousand Six hundred Seaventy & three. 1673.

Signed Sealed and Deliv^d
in the p'sents of us.

Thomas Roberts [seal]

Job Clements Sener

Job Clements Ju witnesseth

Richard Allexander

[Proved June 30, 1674.]

NICHOLAS SMITH 1673

EXETER

[Administration on the estate of Nicholas Smith of Exeter was granted to his widow, Mary Smith, Oct. 14, 1673.]

[Norfolk County, Mass., Court Records, Oct. 14, 1673, and Deeds, vol. 4, p. 22.]

[Inventory of the estate of Nicholas Smith, "died June 22th, 1673"; taken by John Clark and Jonathan Thing July 1, 1673; amount, £129.5.6.]

[Essex County, Mass., Probate Files.]

JOHN CASS

1674

HAMPTON

In the Name of God Amen

The last will and Testament of John Cass of Hampton in the County of Norfolk in New England being sick & weake of Body

* * *

Imp: I Give and Bequeath unto Martha Cass my Beloved Wife all my whole stock of Cattle Both of one kind and other and all my other moveables both within dores and without to hir heires and Assignes for Ever. Also I Give unto Martha Cass my wife all my Houseing and Lands in Hampton Both Upland and medows Dureing the time of hir widdowhood And at her Deceas or Day of marriage

itt I Give and Bequeath unto my two sons Joseph and Samuell all my upland Belonging to the farme with all my Housses orchard and the Lot which my House standeth upon and the Comonage belonging to my part of the farme as also all my medow and marsh of the uper Devision downe to the Great Crick Below the Dame (my meaning is that Part of the Crick Below the Dam wher the water Ebbeth Northerly shall be their easterly bonds so far as that Part of the Crick Runs in my marsh the said Houses, Barne, Lands, medows to be equally devided Between them my intent is that Samuell shall devide the Land and medows and Joseph shall Chuse which Part he will have and likewise that Samuell shall sett the price of houseing and Barne and if Joseph shall have his Choyce to take the houses and Barne and to pay unto samuell one halfe of the price so set upon them and if Joseph shall Refuse the Houses and Barne Samuell shall have them Paying unto Joseph one halfe of the price so set by samuell all which Land and medows & Houses they shall Enter upon and

injoy mediately after my wifes Deceas or at the Day of her Marriage alwaies provided that they shall have no power to make sale of any of their Land till they shall arive to the age of twenty and eight yeares if they should enter upon it before

itt I Give unto my Daughter Abigall the sum of twenty pounds to be paid to hir by my Wife

itt I Give unto my Daughter Elizabeth twenty pounds to be paid by my two sons Joseph and Samuell in Corne & neat Cattle ten pounds to be paid within one yeare after they enter upon their Lands and the other ten pounds the Next year after to be payd in the same specie

itt I give unto my Daughter Mercy twenty pounds to be paid to her by Joseph and Samuell in Corne and neat Cattle ten pounds to be paid within three yeares after they enter upon their Lands and the other ten pounds within one yeare after my intent is that Joseph and Samuell shall pay equall shares of the forty pounds to Elizabeth & Mercy

itt I Give unto my two sons Jonathan And Ebenezer all the Rest of my marsh from the abovesd Great Crick to the Maine River by sandy point all my land at the New plantation and my out Land of the North Devision and one share of the Cow Comon all to be equally devided : between them accor[d]ing to the Goodnes or Worth of itt and they shall enter upon the said Lands and marshes imediatly after my wifes Deceas or at the day of her Mariage but my intent and meaning is that if any of my Children be under age when their inheritance is due to them by this my will that it shalbe improved by my executors for their Benifitt till they are of age neither shall my two yongest sons Jonathan and Ebenezer have power to make sale of any Land given them by this my will till they shall arive at the age of twenty eight years if they shall enter upon it before : and I do apoint my beloved Wife martha Cass and my Loveing Brothers Philip Lews and Thomas Philbrick executrix & executors to this my will and testament which I doe confirme by seting to my hand and seale

itt I ad before the signeing and sealeing that My Daughter Mar-

tha hath alReady had thirty pounds and My Daughter Mary Hath had Cows & other things which my intent is shall be their Portions In Confirmation of all the Abovesd premisses I have set my hand & seale this fourth of the third month in the yeare of our Lord 1674

Read Signed & sealed in the
preassents of

mark

John X Cass

Thomas Philbrick

[Seal]

Joseph Dow

Samuel philbrick

[Proved April 13. 1675.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 3.]

[Inventory of the estate of John Cass who died April 7, 1675; taken by Edward Gove and Joseph Dow; amount, £1,037.8.6.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 4.]

Wheras by the Last will and Testament of my Honoured father John Cass Late of hampton Deceased the Land Given to his two Eldest sons Viz Joseph Cass and Samuell Cass, as by the sd will is more att large to bee seen and Understood, and the sd Samuell Cass Being appointed to Divide the said Land into two parts Both Upland and medow and then Joseph Case to make Choyce of his partt, these p'sents wittneseth thatt the sayd Land hath been Divided by my Brother Samuell Cass Acording to my fathers Last will and the Dividing bounds hath Been shewed to mee the sd Joseph Cass this 26 Day of July 1680 and I the sd Joseph Cass have this Day made Choyce of the north Division of all the Upland and medows on the East side of the Country way According to the Bounds fixed by my Brother Samuell and on the westerly side of the Country way I the sd Joseph have made Choyce of the south Division bounded with the land of Thomas Chase towards the south and the Country way East: Com'on land west and a way into the Com'ons towards the north and my partt as is above

mentioned I Doe by these p'sents owne my selfe fully Satiesfied & Contented with and to this Choyce and Agreement I have Subscribed my hand and Seale, and my Brother Samuell Cass is to have the other partt, and all the houses and Buildings standing there Upon: for the which I Have taken bill Under his hand for my partt & p'portion of all the houses which my father Left as they are now in being: wittness my hand & seale this 5 of November 1680

Signed Sealed & Delivered in
the p'sents of Us

Joseph Cass [seal]

Samuell Sherburn

Philemon Dalton

[Deeds, vol. A, p. 58.]

whereas by the Last will and testament of my Honoured father John Cass Late of Hampton Deceased the Lands Given by the sd will Unto His two Eldest sons Viz Joseph Cass and Samuell Cass was by the sd Samuell Cass to be Divided into two parts and after Division the sayd Joseph Cass was to make Choyce of his partt of both Upland and medow

These p'sents wittnessteth thatt the sd Land Haveing Been Divided according to the sd will and the Dividing Bounds shewed Unto the sd Joseph Cass the 26 Day of July in the year of our Lord 1680 and the sd Joseph haveing made Choyce of his partt as appears by a wrighting Under his hand & Seale Bearing Even Date with these p'sents & I the sd Samuell Case Doe by these p'sents Declare my selfe well Satiesfied with his Choyce and Doe Accept of the other partt of the Land Vize the South partt of all the Upland & medow thatt lyeth on the East side of the Country way and with the north Division on the west side of the Country way and have taken into my partt all the houseing thatt are now in being into my partt: and have Given to my brother Joseph security Under my hand for his partt of all the houses as they are now in being and thatt my Brother Joseph Shall peacably Injoy his partt & thatt I Doe Rest Satiesfied with the other partt: I

have hereunto sett my hand and Seale this 5 of November 1680 :
with this proviso thatt my Brother Joseph Cass shall have the use
of all the Houseing both Dwelling house & out houses this winter
and the Easterly End of the house Untill the 24 Day of June next
Insueing

Signed Sealed & Delivered in
the p^rsents of Us

Samuell Cass [seal]

Samuell Sherburn

Philemon Dalton

[Deeds, vol. A, p. 59.]

THOMAS SIMONDS

1674

The Last will and Testament of Thomas Simons as ffolloweth
Inp^{ris} I aforesaid do Comemend my Soule in to the hands of
Almighty God my Maker & Christ Jesus my Saviour & Redeemer,
and my Body to Christian Buriall.

It I doe Constute & ordaine My wife to bee my True & Law-
full Executrix to demaund & Receive all such moneyes as is due
to mee & alsoe to pay all such debts as is lawfully due from mee
as shall appeare

It. I doe in my Executrix place & steed Constute & ordaine
my trusty and well beloved fireind & Neighbour to bee my Execu-
tor intrust to demaund lawfully what money is due to mee & to pay
w^t is due ffrom mee here in New England, that is to say Henry
Maine; here of the Isles of Sholes and this I doe make as my
Last will as aforesd this seaventh day of May Anno Domini 1674

Sealed & signed

the signe of

in y^e p^rsents of

Thomas X Symons [seal]

Michaell Endell

Arthur Clapham.

[Proved June 16, 1674. Allowed July 2, 1674.]

JOHN DEW

1674

In y^e name of God Amen : I John Dew of Piscataway river seaman beinge : sick In body : yet In Perficet memorye Prayed : be God I doe : as my Last will & Testment. Constiute ordayne & apointe my well beloved frind Robart : Rowsley : to be my hole & Sole Exceutor & adminstratr : of all y^e Goods & money y^t y^e sayed John Dew : hath : Lefte according to Inventory Tacken : at y^e macking of this my Last will & Testament. & w^t I shall have Left : after : my departur all things discharged : I doe bequeth unto y^e Above sayed Robart : Rowsley. & for y^e Performance of this my Last : accte & deed I doe desire my Loving frind Samuell Keais as one to se y^e Above sayed Premises Efeceted : as wittness my hand this thirteyeth of May 1674

Seald & Delivered

in the p'sence of us :

John ffletcher

ffran. Morgan

The marke of

John X Due [seal]

[Presented in court June 30, 1674. See Court Records.]

JOSEPH POMEROY

1674

[Administration on the estate of Joseph Pomeroy granted to his widow, Elizabeth Pomeroy, June 30, 1674, who presented an inventory of £82.7.0.]

[Court Records, June 30, 1674, in Deeds, vol. 5, p. 6.]

[Administration on the estates of Joseph Pomeroy and his wife, Elizabeth Pomeroy, granted to John Hunking Dec. 30, 1674, and he was ordered to care for the children until the meeting of the county court.]

[Court Records, Dec. 30, 1674, in Deeds, vol. 5, p. 6.]

[Inventory of the estate of Joseph Pomeroy, "taken after his wiffs desec october the Last 1674"; amount, £77.15.0; signed by John Barsham and William Cotton; attested by John Pickering Jan. 27, 1674/5.]

[Administration granted to John Pickering June 29, 1675, and the court ordered "that he doe not dispose of any of y^e estate without y^e consent & approbac'on of m^r John Hunking & Elias Stileman wth whose consent the whole estate shalbe disposed & Sold to pay his debts & maintaine that child of his putt to goodm: Bowmans of portsm^o to Nurse & Keepe, & if there be any thing to spare to be for the other child w^{ch} m^r Jn^o Hunking hath taken to Keepe as his owne."]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 9.]

[John Hunking petitioning the court for compensation for main-
ing John Pomeroy, son of Joseph Pomeroy, the court, June 27,
1676, bound the child to John Hunking as an apprentice until he
should reach the age of twenty-two years, being aged five years
Jan. 20, 1675/6.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 16.]

[John Bowman, having taken Abigail Pomeroy, a young child
of Joseph Pomeroy, and asking the court for her apprenticeship,
the court, June 27, 1676, binds her to him until she is nineteen
years old.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 16.]

[Inventory of the estate was presented to the court June 27,
1676, by John Pickering, administrator, and the court ordered that
John Bowman have £12 out of the movables.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 18.]

JOHN LINES

1674

ISLES OF SHOALS

The Last Will, and Testament of John Lines now resident upon
y^e Ile of Shoales ffisherman, and being of perfect memory, made
this 29th day of Septemb^r 1674 :

Imprimis: I do give, and bequeath unto my loveing Sister
Mary Johns, threescore pounds

2: I do give, and bequeath unto my loveing sister Wilmot
Williams, threescore pounds :—

3: I do also give, and bequeath unto my brother in law Nicholas Johns, ten pounds, if liveing, if not, I give it to my Sister, mary Johns;

4: I do also give unto my Brother in law, Edward Williams, ten pounds, if liveing, if not, I give it to my Sister, Wilmot Williams:—

5: I give, and bequeath unto my necce Ebbet Parsons, Daughter to my Sister, mary Johns, Twenty pounds:—

6 What shall, (after the paiment, of the abovesaid Legacies) remaine of my Estate, I doe give unto the godly poor, and needy, Non-Conformists ministers, or others, and the Disposeal of the same, I leave to the wisdom, and discretion, of the Reverend m^r John flavel, and m^r Robert Bake merchant, of Dartmouth, whom I do hereby appoint to be the Executors, and Administrators of this my will:

And because my Estate now lieth in New England, where I now reside, I do hereby appoint my loveing friends, m^r Samuel Belcher and m^r John flletcher, residents in New England, Overseers of this my will, In my name, to demand, and receive into their Custody, all my Estate, whether at present in my hands, or others, and due to me by Bill, Bond, or otherwise, and to Conveigh the same, to the abovesaid Executors, they calling for it, and Convenient opportunities presenting for the sending of it, that this my will may be fulfilled:—

7: And I do hereby give unto the above named, overseers, m^r Samuel Belcher minister of the Ile of shoales and m^r John flletcher chirurgion, in Portsmouth in New England, Ten pounds apeice, for the labour, and paines they shall take in the premises:—This is my last will, and Testament, wittness my hand, and Seal, the day and year above written;—

Signed and sealed,
in the presence of
Peter Twisden &
John flabes

John X Lines [seal]
his marke;

[Proved June 29, 1675.]

[Inventory, June 16, 1675; amount, £729.13.0; signed by John Fabes and Christopher Joce.]

JONATHAN THING 1674

[Inventory of the estate of "Jonathan Thing senior Late deceased the 29 of April anno 1674"; taken by John Gilman and William Moore; amount, £444.17.7; attested by Joanna Thing and Jonathan Thing, administrators, Oct. 13, 1674; addition to inventory of £137.10.0, Nov. 17, 1676.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 18.]

[List of debts due from the estate; amount, £534.7.8.]

[Essex County, Mass., Probate Files.]

An agreement Made and Concluded by and betweene Johanna Thing Administratrix And Jonathan Thing Administrator to y^e estate of Jonathan Thing of Exetor in the County of norfolke Deceased

Impr: It is agreed by us to Manage y^e estate together Joyntly as Copartners untill either or both of us doe Chang our Conditions by Marage; and Improve the estate for our owne Lively hod and bringing up of y^e Children and wee Indeaveing to give them education to our abillity and when they Come of age samuell Thing to receive: 25 pounds for his portion: and Elizabeth Thing and Marey Thing to receive: 20 pounds apeece those portions to be payed oute of y^e estate part in Land and part in Moveable goods out of y^e estate at such prices as it is Aprized in the Inventory: and we ingage to pay all Just debts; and desire to receive all due Debts: this is our agreem^t in Case y^e honoured Courtt please to Aprove of it as witnes our hands this: 9th day of octob: 1676

Johana Thing
Jonathan Thing

Johannah Thing & Jonathing presenting to this Court an agreement betw: them wth relation to a settlement of y^e Estate of Jona-

than Thing deceased & to y^e bringing up of his Children ; & their portions to be paid them wⁿ they come of age & this Court haveing seene y^e Inventorie of Debt & Creditt of y^e s^d Estate This Court doe approve & allow of the said agreement dated October y^e 9th : 1676, & order y^e said portions to y^e children mentioned, and doe farther order that y^e house & land mentioned in y^e Inventorre & valued at 8^l wth y^e six acres & half of Salt marsh valued at 19^l 10^s : shall lye responsible for y^e Childrens portions : And doe judge meet to release the administrators fro[—] their bonds given upon taking Letters of Administration

Tho: Bradbury rec^r

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 19.]

JOHN SCRIBNER

1674

DOVER

The 27th of Novemb^r 1674 I Jn^o Scriven of Dover being Sick & weak in body * * *

It I doe give unto my Wife Mary Scriven the one third part of my house & land dureing her Naturall life as also two Cows two Swine one ffeatherbed & bolster & the bed clothes belonging to it & two sheep

It I give unto my Eldest Son John when he Comes to be of y^e Age of twentie one years my house & all my land wth all the priviledges therunto belonging onely reserveing the third thereof to my Wife dureing her Naturall life as alsoe he paying unto my two younger sons Edward & Thomas ffive pounds a peece wⁿ they come to be twentie one years of Age & ffive pound to my daughter Elizabeth when she comes to be of the Age of Eighteen Years to be paid in the Currant Pay of the place

Item I Give all the Remainder of my estate in Moveables or any debts in y^e hands of any p^{er}son into the hands of my Overseers hereafter Mentioned to be Improved ffor y^e Education & bringing up of my Children in whose hands I likewise leave my Children to be disposed of wth the Advise of my Wife & doe hereby Apoint my Son Jn^o to be y^e sole Execut^r of this my last Will

& Testament & ffor my Overseers to Manage him & the estate till he Comes to be of the Age of twenty one years And lastly I doe desire & Apoint my loveing friends & Neighbours Elder W^m Wentworth L^t Peter Coffin to be my trustees & Overseers to See this my last will & Testament performed As Wittnesse my hand & seal the day & year beforewritten

Signed & Sealed	the mark of
in p ^r sence of	John X Scriven [seal]
Richard Waldron Jun ^r	
Stephen Otis	
[Proved June 27, 1676.]	

[Inventory of the estate of John Scribner, who died Oct. 2, 1675; taken Oct. 8, 1675; amount, £79.16.0; signed by John Heard, Edward Colcord, and Nathaniel Stevens.]

PETER JOHNSON

1674

HAMPTON

[Inventory of the estate of Peter Johnson of Hampton, taken by William Sanborn and John Moulton Dec. 7, 1674; amount, £184.4.0. Some of the land (valued at £16) was claimed by James Johnson.

Ruth Johnson was appointed administratrix of the estate April 13, 1675. Sureties on her bond were William Sanborn and John Moulton.]

[Norfolk County, Mass., Deeds, vol. 3, p. 10.]

[Order of court, Oct. 9, 1677, that the lands belonging to the estate of Peter Johnson of Hampton be responsible for the maintenance of his four children.]

[Norfolk County, Mass., Court Records, Oct. 9, 1677, and Deeds, vol. 4, p. 55.]

HATEVIL NUTTER

1674

DOVER

I Hatevill Nutter of Dover in New England Aged about seventy one yeares at p^rsent weake in body but havinge in some good meashure (by gods blessinge) the use of my understandinge and

memory, Do make this my last will and testament in maner and forme as followeth, hereby abrogatinge all former and other wills by me made, whatsoever

Com'endinge my soule to my blessed god & saviour, my body to the Dust by christian buriall in hopes of a glorious resurrection, I appoint and will my outward estate to be had and held as followeth viz: To my p'sent wife Anne I will & bequeath (after my Debts payed and funerall expenses defrayed) the use and improvement of my p'sent Dwellinge house barne orchard & land thereunto adjoininge, with all com'ons pastures priviledges and appurtenances thereunto belonginge, as also the use & benefit of that marsh which belonges to me in the great Bay, at Harwoods cove, the other halfe whereof I have formerly given to my son Anthony, this also descendinge to him at his mothers Decease, To her also I bequeath the use of two other marshes, the one of them lyinge on the easterne, the other on the western side of the back river, which both fall from her to my Daughter mary Winget To her also my said wife I bequeath the use of my household stuff cattle Debtes goodes & all other movables whatsoever; that is to say the above bequeathed partes of my estate I bequeath to her use Duriinge her widdowhood, but if she shall see meet to marry I appoint that at or before her Marriage, halfe the movables be equally Devided amongst my three children now livinge viz: Anthony, Mary & Abigaile their heires executors administrators or assignes and that then my Daughter Mary receive the marsh on the eastern side of the back river. The other halfe of the movables, and the house & land & other marshes to continue in her handes and use duriinge her life, and at her Decease to descend as followeth—

To my sonne Anthony Nutter his heires and assignes I Bequeath (besides what I have formerly made over to him) my mill-graunt at Lamprill River with all dues and Demands priviledges and appurtenances thereunto belonginge to be had and held by him or them forever after my Decease. To him also I bequeath one third part of my movables as they fall from his mother at her

marriage or Decease as abovesaid. To him I also bequeath my p'sent dwelling house barne orchard and land on dover neck with my right in the ox pasture calve pasture sheep pasture on the said neck as also one quarter part of my land graunted to be in the woodes above Cuchecha, with the priviledges and appurtenances belonging to any and every of them, to be had and held by him or them his said heires or assignes forever after the Decease of his mother. To my Daughter Abigail Roberts I Bequeath one halfe of my two hundred acres of Land granted to be in the woodes above cuchecha to be had & held by her her heires and assignes for ever after my Decease. Also to her I give one third part of my movables to be received as abovesaid when they fall fro[—] her mother at marriage or Decease. To my Daughter Mary Winget her heires or assignes I bequeath the other quarter of the abovesaid Land graunted to be above cuchecha to be had & held by her or them for ever after my Decease To her also I Give my marsh on the eastern side of the back river to be had & held by her her heires or assignes forever after the marriage, or Decease of her mother. To her also I give the other third part of the movables as they fall from her mother by mariage or decease as abovesaid. Lastly I Do by these p'sents Constitute and appoint, my wife Anne abovesaid and my said sonne Anthony, joint executor and executrix of this my will, duringe their lives, and the longer liver of them solely after the Decease of either of them. In wittnes of the p'mises I doe hereunto set my hand & seale this 28th day of Decemb^r Anno. D. 1674

The word (mother) interlined Hatevill Nutter [seal]
betwene the 40th & 41st Line,
before signing & sealinge

Wittness

Jn^o Reyn^r

John Robearts

[Proved June 29, 1675. See Court Records.]

[Inventory, June 25, 1675; amount, £398.7.4; signed by Henry Langstaff and Peter Coffin.]

JAMES DREW

1674

[Administration on the estate of James Drew granted to his widow, Mary Drew, Dec. 30, 1674; she and John Moses gave bonds of £300.]

[Inventory, June 25, 1675; amount, £151.13.0; signed by John Sherburne and John Moses; attested by John Sherburne June 26, 1675.]

[Endorsed] the wid drew brought in an Inventory of y^e estate Unto w^{ch} she tooke oath

& y^e Court ord that y^e widow have all the moveables to her selfe for ever & the whole estate for bringing up the children during y^e Courts pleasure

Elias Stileman Cleric

THOMAS START

1674

[Administration on the estate of Thomas Start granted to Capt. Richard Cutt Dec. 30, 1674.]

[Court Records, Dec. 30, 1674, in Deeds, vol. 5, p. 6.]

TOBIAS BURNELL

1674 / 5

[Administration on the estate of Tobias Burnell granted to John Clark, William Lux, and Edward Cater Jan. 16, 1674/5, who gave bond in the sum of £200.]

[Court Records, Jan. 16, 1674/5, in Deeds, vol. 5, p. 6.]

[Inventory, Jan. 21, 1674/5; amount, £70.14.9; signed by John Clark, Elias Stileman, and John Harvey; list of claims against the estate, amounting to £21.0.0; John Clark and Edward Cater bind themselves in £100 to account for the estate when called for by the court.]

[Administration on the estate having been granted to Abel Porter by the court in Boston, and the administrators not agreeing, the

court, June 29, 1675, "doth Judge it is most meete & according to Law, that those persons that had administrac'on granted by authority here should have their power Continewed, & for y^e the estate being wholly wthin this County."]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 10.]

[Inventory was presented June 29, 1675, and attested by the administrators, who gave bond in the sum of £100.]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 11.]

[Humphrey Wills of Devon, England, appearing with power of attorney from Agnes Burnell of the county of Devon, for the receipt of the estate of Tobias Burnell, who died intestate in the county of Dover and Portsmouth, the court, Oct. 31, 1677, ordered that the balance of the estate be delivered to said Wills.]

[Court Records, June-Oct., 1677, in Deeds, vol. 5, p. 20.]

RICHARD CUTT

1675

PORTSMOUTH

The Last Will & Testament of Richard Cutt

I Richard Cutt of Portsmouth in Pascatteque beinge in perfect Memory & good health, * * *

I I give & bequeath to my beloved wife Eleanor Cutt my Now dwelinge house with y^e Bake house Brewhouse Barne & all housinge therunto belonginge withe Lodge warehouse & wharfinge (my stone warehouse only excepted) together with my garden orchard & all the Land in fence in the home fild adjoyninge to my house, as also my Corne mill with my house & Barnes Up at the creek with all the Upland & Meadow ther Unto belonginge so far as home Unto that Land which I bought of Hubertus Mattoon (exceptinge y^e Tanyard & the buildings ther Unto belonginge & the Land on that side of the flume) All which ¶mises befor mentioned (except what is excepted) I will shalbe in the hands & to the Use and behoofe of my dearly beloved wife abovesaid dureinge her Naturall Life, And after her decease I give & be-

queth the hole Estate abovesaid Unto my Grandson Cutt Vahan with all the priveledges & Appurtanances ther Unto belonginge to be to him & his Heires for Ever, & it shall com into his hands at the age of twenty one yeares, but if hee Die before that age, then I give it to the next Heire Male, & if ther be no Heire Male, then to y^e next Heire y^t shall survive further more I give Unto my sd wife all my plate Brase pewter Iron Bedinge Utensells belonginge to the house together wth all my stocke of Cattell to be absolutly at her Disposall when and to home or wher shee pleses, & the five neger servants

2 I give to my Beloved Dafter Margerett Vahan my stone warehouse & that ¶t of the wood fild joyning to that w^{ch} was John Pickerings & reaching home to william Hearles on the west, with my Bro: Jo[—] Cutt also on y^e west the way that goes to the Creek on the North & Christopher Josse on y^e Est together withe Tanyard housinge & stock therin, & the Littell fild on the south of the flume (All wayes exceptinge & reserveinge the high way as it is now to the farme & to the other mill which is to be kept free for the Use of y^e mill & the houses by itt) All which I give to my Daughter Margerett & her Children, if they faile then to my Daughter Bridgett & hers, after the decease of my Daughter Margerett

3 Unto my beloved Daughter Bridgett & her Heires forever, I give the remainder of that fild Comonly called the Great fild, to say all besids what is alredy given to her & her Husband, & alredy sould to severall ¶sons, to bee to her & her Heirs for ever. with all the priviledge & Apurtenances ther Unto belonging I give also to my Daughter Bridgett that ¶t of the wood fild on the south of the High way Up to the Creeke as it is now fensed, the other ¶t betwene the High way & the Creeke her mother shall have Liberty to Use Duringe her naturall Life, & that ¶t also shalbe Bridgett after her mothers Decease, Lickwise I give to Bridgett my Land in the Longe Reach next to that w^{ch} was Cap^t Pendletons beinge thirty three poles brod front on the River, & so backe the hole depth: w^{ch} Land aforesaid shalbe to Bridgett & her

Heires for ever, if shee Die wthout Heires then it shall fall to the Heires of her sister Margerett, after the Decease of my sd Daughtor Bridgett

4 I give to my sonn william Vahan my Land on the great Iland bought of Jn^o Mason & y^t Acre given mee by the Towne which was Laid out wth an Acre of M^r fryers, I give him also two hundred pounds out of my Estate, & also my housinge at the Iles of shoules on Star Ileland togather wth that Estate boath in stocke & depts that is in P^tnership w^t him ther, P^rvided he rest sattisfied therwith Upon the acco of P^tnership in tradinge betwixt Us ther, if hee be not sattisfied so then that at y^e Iland to be sould & the Estat ther Vallued & the ballance to be given him out of my other Estat when acc^{os} are made Up. And I doe by thes P^rsence oblide my son will[—] Vahan not to exspect any more out of my Estat for salery or for any thinge donn for mee at home or abrod besids what hee hath alredy rec^d, & is above expressed

5 I give to welbeloved son Tho: Daniell two hundred pounds out of my Estat

6 further more I doe give to my Grandson Cutt Vahan one hundred pounds

7 I give to my Grandchild Elenor Vahan that house & Land I bought of M^r Matone with that part of my Land that comes from the Pulpit the hole breath of Matones Land till it com to my Bro: Jo Cutt Land on the North, togather with two hundred pounds, the Legacis to be pd in mony or aquivalent :

8 I give to my Grandchild Mary Vahan two hundred pounds in mony and the hundred & fivety acres of Land & the medow belonginge to it as I bought of Edward Hilton, as apeare by a bill of sale of John wedgetts

9 further I will that what remaines of my twenty pounds P^r anum subscribed as a gift to the Colledge for my selfe & sonns be carfully Discharged by my executors

10 I give to my Bro: John Cutt ten pounds to buy him morneinge & tenn pounds to his wife & five pounds to ech of his Children./

11 I give to my sister Ann shipway tenn pounds to buy morne-
inge & five pounds to my Bro: shipway, & five pounds to his sonn
Jo[—] shipway

12 I give to my Bro: Rob: Cutt Widow five pounds & to ech
of her Children five pounds, as also I doe forgive the dept due on
my Booke :

13 I give to M^r Joshua Moudy thirty pounds & to his five
Children tenn pounds to say fourty shillings to ech of them./

14 I give to my Cozen John Hole & his wife five pounds ech
of them

15 I give to the Church of Porthmouth tenn pounds to buy a
peece of plate for the Use of the Church./

16 I make my wife Elenor and my two Daughters Margertt
& Bridgett my Executors to whome I give the rest of my Estate
as well shiping or what else due to mee in any p^t of the world,
my depts & Legacies given paid, & what remaines to be Divided
in aqual thirds betwene my wife & daughters

17 I make my Bro: John Cutt, M^r Joshua Moudy, my sonn
william Vahan & my sonn Tho: Daniell my over seers to . .
. . . my will p^oformed, to the truth of this I have heare Unto
. . . hand & seale this 10th of May 1675 @ Porthmouth in
Pascatteque

wee whose names are Underwritten p^o mee Richard Cutt
doe attest that Richard Cutt did owne
this to Us to bee his owne voluntary
act and Deede./

John Wincoll

John Fletcher

[Proved June 27, 1676.]

Portsm^o 10:10: 1677— We whose names are under written
being Chosen & Desired to hear judge & Determine al matters of
Controversy Between m^{rs} Elan^r Cutt Widow m^{rs} Margret Vaughan
& m^{rs} Bridget Daniel Executrix^o unto y^e Will of Cap^t Rich^d Cutt
Dec^d late of Portsm^o In Piscataqua River & Cap^t Tho^s Daniel &

Maj^r W^m Vaughan Husbands unto y^e afores^d two Gentlewomen Respecting both y^e Will & Estate of y^e s^d Cap^t Rich^d Cutt touching al Acc^{ts} & Demands from y^e Same & and the above nam^d ¶ties having firmly Bound themselves their heirs Exe^{rs} & Adm^{rs} In a Bond of two thousand lawful Money of y^e Massa^{ts} Collony Bearing Date y^e 7th Instant to rest Satisfy^d in & abide by our Determination therein we having accordingly heard & Consider^d al Acc^{ts} & Demands present^d to us by al & Every y^e aboves^d partys do Award as followeth—1^{ly} y^t y^e Leanto & Wharfe before y^e Stone Warehouse & Adjoyning thereto shal be im^ediately to y^e use of m^{rs} Vaughan & y^e Leanto at y^e North End of s^d Warehouse to be used by m^{rs} Elen^r Cutt dureing her Natural life & then to be In y^e Same Capacity wth y^e Warehouse w^{ch} being Mutually Agreed upon by al parties we Confirm & Ratifie—2^{ly} By y^e Stock In y^e Tanyard Mention^d In the Will (Article 2^d) we say is Intend^d al y^e utensils Belonging to y^e Tanyard wth whatever Hydes were there unfinish^d at y^e time of y^e Deceas of y^e Testator—3^{ly} it Being a Question whose shal be y^e Improvem^t of y^t Estate Given to Cutt Vaughan after y^e Decease of m^{rs} Elen^r Cutt In Case she Dye Before he Arrive to y^e Age of 21 years we Say y^t not knowing whether Ever there wil be need of such a Question it is Suffi- cient to Refer it until y^e Solution of it Appears Necessary—4^{thly} y^e ¶sent Improvm^t of y^e hundred pound Given Cutt Vaughan & y^e Legacies of Money & lands Given to y^e Children of m^{rs} Vaughan Belongs to y^e legatees til both principle & Improvem^t do fal into their hands when they Come to Age—

5^{ly} y^e legacies to y^e Children afores^d to be forthwth Provided According to y^e Will by the Exe^{rs} viz^{tt} five hundred pound in Money to be Reserv^d In m^r Hubbards hands In Boston for y^t End & Application to be by them made to y^e next County Court that they Appoint Guardians for y^e Children & take Security of them for their Responding of s^d Estate Respecting both money & lands Given them by Will wth y^e Improvm^t thereof to y^e Children when legally Demand^d Except In y^e mean time y^e Exe^{rs} shal mutually agree about it so as to Secure y^e Estate to y^e Children—

6^{ly} we Determine y^t y^e lands In y^e Great ffield & wood field are Given by y^e Will to m^{rs} Daniel Absolutely wthout any Intail y^e other lands in the long Reach is Entail^d on y^e heirs of m^{rs} Vaughan if m^{rs} Daniel hath no Child

7th we Award y^t Seven hundred & thirty Pounds be pd by y^e Executrixes out of y^t whole Estate unto m^r W^m Vaughan in Such pay as may be Equivalent unto Money & y^t y^e land upon y^e great Island both y^t Bought of m^r Mason as also y^t Acre of land given Cap^t Cutt by y^e Town both w^{ch} are Mention^d In y^e Will to be to him & his heirs forever & m^r Vaughan to Rest Satisfy^d therewth In full of al Demands from y^e Estate so far as it Refers to himsele distinct from y^e legacies given to his Wife & Children—

8^{ly} we Order y^e two hundred & Sixty pounds be pd to Cap^t Tho^s Daniel besides y^e legacie given him by y^e Will of y^e Dec^d w^{ch} is also to be pd as y^e Will Declares In pay Equivolent to money & y^e s^d Cap^t Daniel to Rest Satisfy^d therewth In full of al Demands from y^e Estate Respecting himsele p^{ersonally} distinct from y^e legacy given to his Wife & y^e Sums above Mention^d Due to m^r Vaughan & Cap^t Daniel are to be pd out of y^e Estate already Divided—

9^{ly} that al lands or other Estate not named In y^e Will wth y^e housing & land &c: at y^e Isle^s of Shoals shal be Equally Divided Betwee[n] y^e Executrixes only y^e whole p^{ar}cell of marsh at little harbour & al y^e land near or about y^e Spring by m^r Martyns to be Solely to y^e use of m^{rs} Elen^r Cutt dureing her Natural life after-ward y^e Same to be divided as afores^d this we Confirme being Consent^d to by al—

10^{ly} y^e paym^{ts} aforemention^d both of Debts & legacies being made & Reserved as afores^d we do farther Award y^t y^e Shping being forthwth priz^d by Indifferent men as Money y^e Same to be Equally Divided Between y^e Executrixes: m^{rs} Cutt having liberty to make y^e first Choice Except they shal mutually Agree to Continue In Partnership in them or any of them—

11^{ly} And we do further award y^e aforenam^d partyes viz^{tt} Cap^t Daniel m^r Vaughan & their Wives upon y^e paym^t of such Sums

as are before Expressed to Sign & seal legal Discharges to y^e Execut^{rs} In full for all Debts & Demands from y^e Estate by Will or by any Acc^{ts} Depending before y^e Deth of y^e Testator & y^t this is our Award & final Determination & Issue of al matters of Difference Respecting al Acc^{ts} & Demands Between y^e afores^d Parties Referring to y^e Will & Estate of Cap^t Rich^d Cutt Dec^d we Testifie by Setting to our hands & Seals this 10th of Dec^r 1677

Rich^d Waldron [seal]

Rob^t Pike [seal]

Laur^s Hammond [seal]

Peter Coffin [seal]

[Deeds, vol. 19, p. 492.]

[Guardianship of Eleanor Vaughan, Mary Vaughan, and Cutt Vaughan granted to their father, William Vaughan, and Eleanor Cutt June 24, 1679.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 30.]

[Administration de bonis non of the estate of Richard Cutt of Portsmouth, merchant, granted to his son-in-law, William Vaughan of Portsmouth, merchant, Oct. 12, 1700.]

[Probate Records, vol. 4, p. 220]

[Bond of William Vaughan, with Samuel Penhallow and George Vaughan as sureties, in the sum of £500, Oct. 12, 1700, for the administration of the estate; witness, Richard Partridge.]

EDWARD CLARK

1675

[Inventory of the estate of Edward Clark, June 17, 1675; amount, £257.15.6; signed by William Fernald, John Shortridge, and Elias Stileman; brought into court, March 28, 1676.]

[Administration on the estate of Edward Clark, "lately drowned," was granted to his widow, Mary Clark, and John Partridge

June 29, 1675; the widow was ordered not to dispose of any of the estate without the consent of Partridge, and bond was fixed at £200. The court ordered that John Clark, oldest son of the deceased by his first wife, be made an apprentice by Capt. Cutt and Elias Stileman, and that the oldest daughter, Sarah Clark, be bound out to her aunt, Sarah Waterhouse, until she was eighteen years old or married.]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 10.]

ffor the settleing of y^e estate of Edward Clarke deceased This Court ord^{rs} y^t the house barne & Island whereon he Lived called Docters Island, that his widow Mary Clarke shall have y^e use of untill Jn^o Clarke & Sarah Clarke w^{ch} he had by his first wife shall com to age y^e son at 21 yeares & y^e daughter at 18 yeares, the Son to have a double portion & as either of them com to age to receive theire parts thereof & after both are com to age the widow to have her thirds of y^e whold during her Life & her thirds to be divided to y^e fores^d children in such proportion as aboves^d after her decease And y^e rest of y^e estate mentioned in the Inventory to be to y^e widdow for y^e bringing up the three Children she has by s^d Clark she receiving all y^e debts due to y^e estate and pay all debts due from y^e estate. / the Inventory put on file of this Courts records:

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 16.]

CALEB STEVENS

1675

[Administration on the estate of Caleb Stevens granted to his widow, Ruth Stevens, and Peter Glanfield June 29, 1675, who were bound in the sum of £150; "& whereas there is some debt or debts owing to m^r Martyn and m^r Hunking aboute his fishing voyage this winter past, & to prevent the Spoiling of his share of ffish ord^r that y^e Administrato^{rs} pay his share of fish and portledge to s^d persons & make the estate deb^r & Credito^r for it."]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 10.]

WALTER ABBOTT 1675

[Administration on the estate of Walter Abbott, who died in Jamaica, granted to his brother, Thomas Abbott, June 29, 1675.]

[Court Records, June 29, 1675, in Deeds, vol. 5, p. 11.]

JOHN ROBINSON 1675 EXETER

[Inventory of the estate of John Robinson of Exeter, "deceased this 10th of y^e 9th m^o 1675"; amount, £180.11.6: appraised by John Gilman and Robert Wadleigh.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 21.]

[Administration on the estate granted to Elizabeth Robinson and David Robinson May 30, 1676.]

[Norfolk County, Mass., Deeds, vol. 4, p. 42.]

[Account of debts due from the estate; signed by Elizabeth Robinson and David Robinson; dated April 6, 1677.]

Disbursements made by David Robinson since his father's death.]

[Norfolk County, Mass., Deeds, vol. 3, p. 20.]

[Order of court, April 10, 1677, directing David Robinson, joint administrator with his mother, of the estate of John Robinson of Exeter, to divide the estate, after her death, among the surviving children.]

[Norfolk County, Mass., Court Records, April 10, 1677, and Deeds, vol. 4, p. 51.]

THOMAS TRICKEY 1675

[Inventory of the estate of Thomas Trickey, Dec. 3, 1675; amount, £308.0.0; signed by William Furber and Henry Langstaff; attested by the widow.]

"for y^e p^rsent settlement of this estate This Court Leaves the whole estate in the hand of y^e administratrix to be Improved &

mannedged for her comfort & Livelyhood & this untill this Court take other order.”]

[Administration on the estate of Thomas Trickey granted to his widow, Elizabeth Trickey, June 27, 1676.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 16.]

[Inventory of the estate was presented by the widow June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

WILLIAM ROBERTS

1676

DOVER

[Administration on the estate of William Roberts granted to William Follett, Richard Otis, William Williams, William Williams, Jr., and James Bunker March 29, 1676.]

[Court Records, March 29, 1676, in Deeds, vol. 5, p. 243.]

[All except Richard Otis declining administration, the court, June 27, appointed him sole administrator and fixed his bond at £200. The personal property not being sufficient to pay the debts, he was authorized to sell real estate, and Job Clements, one of the selectmen of Dover, was joined with him “for y^e ordering & disposing of the widdow & w^t estate shall remaine after y^e debts be paid, & for the putting out of the children in places sutable.”]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 19.]

[Order of court, March 27, 1677, that the selectmen of Dover bring in a list of the debts of William Roberts.]

[Richard Otis's account of the estate of William Roberts, Aug. 27, 1677; assets, £132.1.9; liabilities and expenditures, £82.0.0; allowed by the selectmen of Dover Dec. 20, 1677; signed by Richard Waldron, Job Clements, John Davis, and Anthony Nutter; brought into court Dec. 25, 1677; mentions widow and a girl.]

PHILIP BINMORE

1676

DOVER

In the Name of God amen. the Two & twentie day of May in y^e Yeare of o^r Lord God one thousand Six Hundred Seaventie Six I Phillip Binmore of y^e Township of Dover in y^e Count of Dover & Postmoth. * * *

I doe of Love & affection w^{ch} I doe owe & bare to Rebecca my wife give Unto her the best beast which I shall be possesed of when it shall please god to call me by death & also a Rugg the beding as we doe now make Use of: and the Cubbord stoole: & y^e Lamerie Cubbord: It I doe give Unto my daughter Temporaice y^e greate brass Cittle: & to my daughter Hester my brass pan: & also for theire better mentenance & education I doe make & ordaine them to be Equall & Coequall Heires & Executrixes of all my Lands goods & Chattels w^{ch} is not fformerly disposed & given: & to be equallie divided betweene them & I doe desire & Request my Kinsman John Evens & M^r Richard Rich to be my Executors in Trust to see the p^{er}formance of this my will as wittness my hand & seale.—

Joseph Canny {
silvanus nocke } witnesses

Phillip Binmore [seal]

[Proved June 27, 1676.]

[Inventory, June 23, 1676; amount, £81.8.3; signed by Job Clements and John Roberts.]

JAMES PHILBRICK

1676

HAMPTON

[Administration on the estate of James Philbrick of Hampton granted to the widow, Ann Philbrick, and Timothy Hilliard May 30, 1676.]

[Norfolk County, Mass., Deeds, vol. 4, p. 43, and Court Records, May 30, 1676.]

[Guardianship of Thomas Philbrick, son of James Philbrick, granted to Thomas's brother-in-law, Timothy Hilliard, May 30, 1676.]

[Norfolk County, Mass., Deeds, vol. 4, p. 43, and Court Records, May 30, 1676.]

[Order of court, Nov. 14, 1676, joining James Philbrick, Jr., son of James Philbrick, with his mother in the administration of the estate, he having returned from sea, and discharging Timothy Hilliard, son-in-law of the deceased.]

[Norfolk County, Mass., Court Records, Nov. 14, 1676, and Deeds, vol. 4, p. 49.]

CATHERINE HILTON 1676

EXETER

The will & Testament of m^{rs} Katheraine Hilten as Followeth :

m^{rs} Katharine Hilton, being of her p^{er}fect senses and understanding doeth order and dispose of her goods and effects as followeth

Impus: shee doth comit and commend her soule to god that gave it her, shee doth comit her body to the dust from whence it was framed with a decent burial of the same.

For her estate and goods as followeth.

To James Tryworthy the son of Sam: Tryworthy a silver beaker to be kept in the hands of her Daughter Elizabeth Gilman, till he come to age.

To James Triworth the son of John Triworthy a silver cup with a fork

To Edward Hilton jnior, a silver cup with two ears.

To Sam: Gilman her Grandchild a silver spoone.

To m^r Sam: Dudley towards his ministry to be paid out of her Estate to the valew of money, to the sume of forty shillings.

To her Daughter m^{rs} meridith named by Joanna, one yron great Kettle, and a cloth gowne, and a cloth petticoat, and a greene apron.

To m^{rs} Lucy wells, one stone ring, one mor Hayre petticoate

To her Daughter Elizabeth Gilman, her wedding ring, her serge gowne, her serge petticoat, and her stuffe petticoat, and alsoe her hat.

To Johanna Meridith, her grandchilde a paire of holland sheets

To mary Gilman her Grand childe, a table cloth and napkins

and a Holland pillow beare and a towel, and a great pewter platter

To Betty Gilman, one Holland sheet & a paire of stockings.

To Abigail Gilman the wife of Edward Gilman one feather pillow and wistead rug, and pillion and pillion cloth, and hood and safeguard.

To Katharine Paul, her best skarth, and serge petticoat, being of a gray colour.

To Katharine Gilman, a black handkerchief and a black sk—

To Sarah Gilman, a black hood,

To Lydye Gilman a black hood

To Abigail Gilman, her white mantle.

To goodwife Robinson, her cloth petticoat, & her cloth wais-coate, and a paire of bodyes & a paire of stockings, and a suite of linnen.

To Remainder of her linnen, what is not disposed of above wrytten to be divided among all her grand Daughters.

To Jane Hilton her silver bodkin, and a new shift

To all these p^rmisses above wrytten m^{rs} Katharine Hilton, hath given, her ful consent and approbation, as appears veriefied by these witnesses have subscribed

memoranda: This the will of the said Katharine Hilton that when all her debts are discharged, in reference to her son in law Capt. John Gilman, & m^{rs} wells, & what shalbe layd out and expended about her funerall, the remainder to be divided among her Grand children.

And furthermore, that all the p^rmisses abovesaid, may be put in act and exequeution I doe choose and appoint my son John Gilman, Capt: for my Executor

To the p^rmisses abovesaid in testeffication of the truth of the same. I doe subscribe my name.

Sam: Dudley
Rebecca Sweatt

[Proved May 30, 1676.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 15.]

[Inventory of the estate of Mrs. Catherine Hilton of Exeter, taken by John Folsom and Robert Wadleigh Oct. 6, 1676; amount, £78.10.6.]

[Essex County, Mass., Probate Files.]

ALEXANDER WALDRON 1676

NEWCASTLE

In the Name of God Amen; I Alexander Walden Sojourner On the Great Island near piscataqua River of Sound and perfect mind but weak in Body make and Ordaine this my Last Will and Testament in Manner following

first. I commend my Soul into the hands of God hoping Through Christ my Savio^r to have pardon of Sinn and Life Eternall— and I make and Ordaine my executor hereafter Named to Dispose my Temporall Things as ffolloweth—

1. I make Isaack Walden of Boston my beeloved Brother my executor and Overseer of all my Concernements and for his paines I give to him and his wife in Money The Summ of Twenty pounds

2 My Temporall Estate I dispose of and Bequeath as followeth I give to Joan Barker of Coventry in the Kingdom of Old England If shee bee yet at making this my will Unmarried The Summ of One hundred pounds

3. I give my house and Land Scituate in Boston in Newe England unto the use and occupation of Abisha wife of Robert Taperell marriner during her Life and after her Decease I give and bequeath the Same hous and Land Unto my Brother william walden and my Brother George Walden equally to bee Beetween them both to have and dispose

4 All the Remaineing part of my Temporall Estate which God hath given mee. I give and bequeath To my Brother Edward Walden in the Kingdom of Old England, and To my Sister Mary and To my Brother Sammuell Walden to bee equally divided among them

5 I will that all my funerall Chardges and all the Debts that I owe to any person Bee first Dischardged and paid :

6. I give and Beequeath Two Gould Rings in my Chest in a purs to Abisha Wife of Robert Taprell above Sayd

7 I give to Alce ; Eldest Daughter of Sayd Taprell in money the Summ of Ten pounds, to bee paid to her mother and in meane time to bee improved and with the improvement to bee paid to Alce at the Time of Mariadg or at the Age of eighteen yeares Onely if my executor first above mentioned Sees fit not otherwise That the sayd Abisha the Mother of Sayd Alce may Secure the Sayd Tenn pounds with improvement.

8 I give Scarfs to all my Barers to the grave. Money I have in my Chest Is about sixty pounds, my executor above Said is to Take it with all the moveable Things to Dispose according to this my Last will and Testament witness my hand & seal y^e 7th June 1676

Signed Sealed

Alexander Waldren [seal]

& d'd in p'sents of us

Elias Stileman

Nath ffryer—

[Proved June 27, 1676. See Court Records.]

[Inventory, June 14, 1676; amount, £383.13.7; signed by Francis Tucker and William Henderson; attested by Isaac Waldron June 27, 1676.]

AMBROSE SHERBURNE 1676

[Administration on the estate of Ambrose Sherburne granted to his father, Henry Sherburne, June 27, 1676.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 14.]

JOHN PIERCE

1676

DOVER

[Administration on the estate of John Pierce of Dover granted to Robert Burnham and Stephen Jones June 27, 1676.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 14.]

WILLIAM BEARD

1676

[Administration on the estate of William Beard granted to his widow, Elizabeth Beard, June 27, 1676, who presented an inventory of £262.11.0.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 18.]

[Inventory of the estate of William Beard, who died about the first of November, 1675; amount, £262.—; signed by William Follett, Robert Burnham, and Stephen Jones; attested by the widow, Elizabeth Beard, June 27, 1676; administration granted to Elizabeth Beard, Robert Burnham, and Stephen Jones.]

For the settlement of the Estate containd in this Inventory it is ordered that all the moveable estate shall belong to the widdow & also the one half of the Housing & Lands to hir & Heyres for ever, the full use & improvement of the whole estate of land to be hers during hir life And at hir decease the other half of the House & Land not settled upon the widdow & hir heyres to come to Edward Leathers & to remain to him & his Heyres; unlesse the case of the widdow shall at any tyme be such as to require further supply & sale be made of any part thereof by order and approbation of the Court; And as for what Edward Leathers doth at present possesse It is confirmed to him & his Heyres for ever:

Elias Stileman Cleric

ROBERT WILLIAMS

1676

[Administration on the estate of Robert Williams, "that wase murdered," granted to Elias Stileman, June 27, 1676.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 15.]

[Inventory of the estate of Robert Williams, "y^t was murdered in Spruce Creeke"; dated July 25, 1676; amount, £36.2.9; liabilities, £25.5.6; signed by Nathaniel Fryer and Richard Stileman.]

GILBERT WILFORD 1676

[Inventory of the estate of Gilbert Wilford, taken July 28, 1676, by Henry Palmer and Robert Ford; amount, £75.6.6; attested by Capt. John Whipple April 10, 1677.]

To 6^{lb} w^e y^e widdow had for her necessarie maintenance for her selfe & children before y^e Administrato^r entred

To y^e 3^d part of y^e lands w^{ch} y^e widdow challengeth w^{ch} y^e Administrato^r is not charged wth:

Tho: Bradbury rec

[Debts due from the estate, £68.15.0; to Mr. Wainwright, Capt. Saltonstall, Mr. Walker, Josiah Gage, Nathaniel Clark of Newbury, Mass., Ensign Chandler, Robert Ayers, Henry Palmer, Richard Swan, John Light, John Simonds, Deacon Goodhue, Joseph Plummer, Goodman Hazeltine, John Hazeltine, James Kingsbury, Cornet Whipple.]

[Norfolk County, Mass., Deeds, vol. 3, p. 23.]

CHRISTOPHER JOCE 1676 PORTSMOUTH

The Last Will & Testam^t of Christopher Joce of Portsm^o made this 14th Septemb^r 1676

Beeing weak in Body but in p^{er}fect Memory I doe ordain this to bee my last Will & Testament

Imp^r I give unto my beloved Sonn Richard Joce all my houseing & stage, my shallops & moaring place at y^e Isles of Shoales wth y^e Chains belonging thereto, y^e new moaring Cable, with what soever I have belonging to my said place of ffishing at s^d Isleand, & all y^e Appurtenances belonging to y^e Boates—

2. Unto my son Thomas Joce I give my now dwelling house wth all y^e houseing belonging thereunto, as also all y^e land about & belonging to y^e House (excepting y^e ffort-ffeeld) togeth^r wth my Ware house & wharfing & y^t 30. foot of Land lying next to y^e ware-house of Jn^o Hunkins, wth all y^e Preveledges thereunto

belonging. Provided y^t his mother shall have y^e use of y^e whole during her widdowhood, & if shee marry then when Thomas comes to Age shee shall have y^e third both of y^e houseing & land dureing her naturall life, & after her decease then y^e whole shall return to my said son Thomas, he paying to my Daught^r Margaret thirty pound.

3 Unto my Daught^r Joanna I give my House & land on y^e Great Island wth all y^e Priviledges and Appurtenances thereunto belonging togeth^r wth three Acres of Marsh at y^e little Harb^r joyn^d to Tho: Sevy's Corn-field, as also a ffeather-bed wth bolster, Pillowes, sheets, Blankets & Rugg

4. I give to my Daughter Margaret eight Acres of land at boyl-ing Rock on y^e South-side of y^e River, & y^e small field com'only called y^e ffort-field near to my own House-lott, being five Acres more or lesse, wth a ffeather bed, Bolster Pillowes, sheets, blankets & Rugg, & thirty Pounds before ment^d fro^m her Bro. Thomas.

5. Unto my Daughter Mary I give my House & land w^{ch} I bought of Jn^o Tucker wth all y^e Priviledges thereunto belonging, togeth^r wth y^e shop & wharfing wth all y^e Priviledges thereunto belonging, as also a ffeather-bed wth like furniture as unto her sisters forementioned, further obliging my Son Thomas to give to his sister Mary pasturing for one Cow dureing the naturall Life of his said sister.

6. Unto my sons John & Samuel togeth^r wth my Daughter Jane I give my three Hundred Acres of land lying in y^e long reach next to James Rawlins to be equally divided betwext them three, & a ffeather-bed unto Jane wth like furnit^r as to y^e other above mentioned, And unto Samuel I also give my other three Acres of Marsh at little Harb^r joyning to y^t w^{ch} I have given to his sister Joanna, & two Cowes unto my son John.

7 I give unto my Couzen Tho: Joce my twelve Acres of land lying in Tho^s Spinnyes Creek next adjoyning to y^t w^{ch} was W^m Palm^rs land, he to possesse it p^rsently on my decease

8 All my stock & Household Goods (except w^t is before given away) I give to my beloved wife Jane Joce, together wth y^e Use

& Improvem^t of my whole Estate forementioned for y^e brengeng up of my children tell they come to Age, & as each child comes to Age (to say y^e sons at 21. yeares, y^e Daughters at 18. or at y^e day of marriage if before 18.) he or shee shall have y^e possession of what I have here given. And at y^e decease of my wife, all y^e Remaind^r of my stock & household Goods wth all y^e rest of my Estate whatsoever y^t is not expended for her own maintenance & y^e bringing up of my children shalbe equally divided amongst my childeren. If one or more of my children dye before they come to Age, or if any of my Daught^{rs} dye without Issue, y^e portion y^t I have given to y[—] shalbe equally divided among y^e Survivers. I give also a Cow to my servant Jone Knight.

9 Furthermore I give & bequeath unto my Beloved wife fifty pounds to bee absolutely her own & at her disposeall to whom & when she pleases, thirty pounds whereof shalbe paid her by my son Richard, y^e other twenty she shall have out of y^e Household Goods or stock w^{ch} shee pleases.

10 finally I make my Beloved wife afores^d my sole Executrix willing her as to receive w^t is due to mee so carefully to pay all my Debts & funerall charges, together with three pounds w^{ch} I give to y^e church in Portsm^o & three pound more w^{ch} I give to y^e Colledge.

And I request & appoint m^r Joshua Moodey m^r Rich Martyn together wth my ffather-in law Ric^d Cum'ins to bee my overseers for y^e bett^r p^{er}formance of y^s my last Will & Testament.—In witness to all y^e premises I set to my hand & seale y^e day & year abovewritten

Signed & Sealed in
presence of

John ffletcher
Dorothy Jarman

Mark of
Christopher Joce X [seal]

[In margin] I dispose of my three quarters of y^e Ketch Providence as followeth, One quarter I give unto my wife, the remainder to my children, to each of them one Sixteenth.

[Proved June 25, 1678.]

ABRAHAM CHASE 1676

[Thomas Chase, administrator of the estate of Abraham Chase, moved that the estate might be divided among the brothers of the deceased, Thomas Chase, Joseph Chase, James Chase, and Isaac Chase. The court at Salisbury ordered, Nov. 14, 1676, that Samuel Dalton and Ensign John Sanborn account with the administrator relative to the debts.]

[Norfolk County, Mass., Deeds, vol. 4, p. 49.]

HENRY HATHERLY 1676

[Inventory of the estate of Henry Hatherly, Dec. 2, 1676; amount, £23.9.6; amount of liabilities, £19.18.10; one item is funeral charges of himself and wife; signed by Jeffry Currier and Richard Manson; attested by John Purrington March 27, 1677.]

THOMAS NOCK 1676/7

DOVER

In the Name of God amen the ffifteene day of ffeburary in y^e Yeare of o^r Lord God one thousand six hundred Seaventy Six I Thomas Nock of y^e township of Dover in y^e County of Dover & Portsmouth being sick & weake of body * * *

It I give to my Brother Silvanus Nock twentie Acars of Land being $\frac{3}{4}$ ^t of the Land w^{ch} was granted to my ffather tho Nock & to Joyne Next to y^e Land of Thomas Beard betweene Cochecha & the marsh com'only Called Nockes marsh—

It I give to my Sister Rebecca Nock twentie acars of Land being $\frac{3}{4}$ ^t of the foresaid $\frac{3}{4}$ cell of Land, and to Joyne to my Brother Silvanus twentie acars before mencioned ($\frac{3}{4}$ vided) it doe not reach to y^e marsh called Nocks marsh nor to y^e plaines adjoyning to y^e sd marsh

It I make my Brother Henrie Nock my Lawfull Heire of all my Lands (vidd^e) the twentie acars of Land at Cochecha adjoyning

by Thomas Downes his Lott & also all the Lands Lying at Nocks marsh which was my ffathers except the ffourtie accars before given to my Brother & Sister—

It I give to my Brother Silvanus Nock my two steeares & plow chaine & my Chest & all my bedding & my wareing ap^pell

It I give to my Sister Rebecca Nock my white faced hiffer being two yeare old—

It I give to my Unckle Jerimre Tibbits one ewe sheep—

It I give to my Bther Henrie Nock my Muskuet & my bible

It I doe make my deare & tender Mother Rebecca Binmore to be my sole Executorix of all my estate not formerly expressed & I desire my veri good frind John Roberts to be my over seer & wth my mother to see this my will p^{er}formed

In wittnes where of I have hereunto sett my hand & seale the day & yeare abovesd—

John Robearts

signe of

John Evens

Thomas X Nock [seal]

[Proved Oct. 31, 1677.]

[Inventory Feb. 26, 1676/7 ; amount, £81.17.0 ; signed by John Evens and John Wingate.]

[Sylvanus Nock made choice of Lieut. Peter Coffin to be his guardian June 27, 1676.]

[Court Records, June 27, 1676, in Deeds, vol. 5, p. 14.]

[Bond of Rebecca Binmore of Dover, widow, to John Roberts of Dover, in the sum of £27.0.0, to pay to Henry Nock £13.4.0 in cattle, sheep, or swine when he shall become 21 years of age. “The Condition of this p^{re}sent obligation is such that where as the bove s^d John Roberts was by the desire of Henrie Tibbits of Dover deceased & also by order of Court chosen & appointed overseer of Henrie Nock Son’ of Thomas Nock deceased & where as Rebecca Binmore afore said Mother to the s^d henrie Nock is contented to take the Care & tuision of the s^d Henrie Nock Untill he accom-

plish the age of one & twentie yeares & hath Rec^d of the s^d John Roberts soe much Cattle sheep & Swine as doth amount to the sum of thirteene pounds & fflower shilling."

"John Roberts came into Court held in Dov^r 1 June 1680 and rendred up to y^e Court this bond & estate menconed w^{ch} y^e court have put into y^e hands of w^m willy & have taken security fro^m him to respond y^e same when s^d Hen: Nock coms to 21 years of age

Elias Stileman Sec^r"]

[Guardianship of Henry Nock was granted to William Willey June 1, 1680, he being chosen by the ward. The court binds the ward to his guardian for seven years, to learn the trade of shoemaker, and at the end of that time he is to receive his legacy of £13.4.0, for which his mother is bound by bond.]

[Court Records, June 1, 1680, in Deeds, vol. 5, p. 34.]

MATTHEW MARTYN 1677

[Administration on the estate of Matthew Martyn granted to William Deamont March 28, 1677, who gave bond in the sum of £50.]

[Court Records, March 28, 1677, in Deeds, vol. 5, p. 243.]

JEREMIAH TIBBETTS 1677

DOVER

In the name of God Amen : I, Jeremiah Tippetts of Dover Upon puscatuqua : now Lyeinge Upon my sick bed but of my perfect minde & memory doe Com'ite & bequeath my soule & spirite to God that gave it & my outward estate as followeth—

first I desire that my body be decently buried & that my funerall Charges with all Lawfull debts due from me be honestly discharged & satisfied Next I ordaine & Appoint to my Sonn Jeremiah that y^e Remainer of that ten Acres of land which I bought of y^e towne which Lyeth now without fence with two yearlinge steeres Already

in his possession bee to him & his for ever for & on y^e accompt of thirteen pounds given to my s^d Sonn by his Grandfather Thomas Canny which I made use of for my owne behoofe Thirdly I doe Appoint & ordaine to be in the hands of mary my wife for y^e bringing up of our smale Children all my present Estate: Except what shall be heereafter nominated: & y^e one halfe of my now dwelling house & barne to be for her owne proper use dureing her life time but the former dureing her widdowhood or as my Executors shall see Cause: it is to be understood y^t I Assigne to my wife the new end of the house: 4ly I doe heerby bequeath to my Sonn Jeremiah to be delivered into his own Custody at one and twenty yeares of his age & to be for him & his for ever the other halfe of my house & barne with the one halfe of that fenced ground which is of the ten Acres I bought of the towne: 5tly I doe bequeath to my Sonn Thomas at his one & twentieth yeare of age to bee for him & his for ever, the other halfe of the fenced ground which is of that tenn Acres which I bought of the towne and also the halfe of my dwelling house & barne now left in the Custody of my wife to be his for ever after my wifes decease: 6ly I doe heerby bequeath to my daughter mary Rawlines one Cow: 7ly I ordaine & Appoint that my Execo^{rs} heereafter named shall pay or Cause to be paide to my daught^r hanah tenn pounds for & on y^e behalfe of ten pounds given to her by her Grandfather Canny & made use of by my selfe for my owne use: & behoofe: 8ly I doe heereby Apoint & ordaine that whatsoever part of my Estate shall Remaine unspent after the Raisinge & bringinge up of my Children whether moveable or unmoveable it be Just & Equally Devided Amongst my Children now following: namely Han'ah. Joseph. Sam^l: Benjamine: Ephraim: martha, Elizabeth Nathaniell & henery: & for the Execution of this my Will & Testament: I doe by these presents Appoint & ordaine mary my Wife & Jeremiah my Eldest sonn to be my true & Lawfull Exec^{ors}: & to be overseers for the Right man'agement of all & every the p^rmisses Aforsd I doe heereby Appoint & ordaine my Brother Joseph Canny & my trusty & Loveing freind serjant John Roberts: to All Which I signe & seale this 5th day of may

one Thousand sixe hundred seaventy & seaven as Wittnes my hand: 1677

Teste

The X Signe of Jeremiah Tippet [seal]

Job Clements

John Robearts

[Proved Oct. 31, 1677.]

[Inventory, June 20, 1677; amount, £272.0.0.]

[Summons, Oct. 27, 1709, to Jeremiah Tibbetts and his son, John Tibbetts, to appear before the court on the first Monday in November to administer the estate of Jeremiah Tibbetts of Dover; service signed by Edward Evans, constable of Dover.]

JOHN MOORE, JR.

1677

[Inventory of the estate of John Moore, Jr., May 10, 1677; amount, £70.10.0; attested by the widow, Agnes Moore, Nov. 2, 1677.]

[Administration on the estate of John Moore was granted to his widow, Agnes Moore, and Capt. Thomas Daniell June 23, 1677, and they were required to give bonds in the sum of £100.]

[Court Records, June 23, 1677, in Deeds, vol. 5, p. 243.]

LAWRENCE CARPENTER 1677

In the name of god amen

the will and Testament of Larence Carpente on his Sicke beade this Seventh Day of may 1677—

Itom first and formest I doe bequeth my Solle to god that gave it and Secondly my body to the Earth from whence it came—

Itom therdly I doe bequeath all my temprall Estate Ether moveable ore Unmveabll with my Sheare and portlighe which is now in the constitey of Pette-wallish my Portligh is to be sixe Pound

and the ministr Rate I to be free of to my yonge and tende daughte grace—

4thly I doe heare ordayne My true and well beloved frinds boath thomas Jackson of Portchmouth and Richard Tope of Iles of Shoules to take the Care and Charge of my afore Said doughte and Estate for her Uese to deale with it for her according to the best that the for I Shall inabel them my Just debts to be paid as wittnis my hand this 11th of May 1677

wittnes

the marke of

Ane X Harvey

Rogr Kelly

the marke of

Larance X Carpente

[Proved July 6, 1677.]

[Inventory of the estate of Lawrence Carpenter, who died July 4, 1677; amount, £68.0.0; attested by Thomas Jackson.]

[Order of court, Oct. 31, 1677, binding Grace Carpenter, aged three years and a half, daughter of Lawrence Carpenter, to Thomas Jackson and his wife, Hannah Jackson, until she be eighteen years old, Thomas Jackson being executor of her father's will.]

[Court Records, Oct 31, 1677, in Deeds, vol. 5, p. 21.]

ROBERT MANSON

1677

ISLES OF SHOALS

[Administration on the estate of Robert Manson of the Isles of Shoals granted to Henry Putt June 23, 1677, who gave bond in the sum of £40, with Roger Kelly as surety.]

[Court Records, June 23, 1677, in Deeds, vol. 5, p. 243.]

[Inventory of the estate of Robert Manson, who died May 10, 1677; amount, £24.6.0; signed by Roger Kelly and Richard Manson; sworn to by Elizabeth Putt June 26, 1677.]

TEAGUE ROYALL

1677

[Administration on the estate of Teague Royall granted to John Woodman and Stephen Jones June 23, 1677.]

[Court Records, June 23, 1677, in Deeds, vol. 5, p. 243.]

HECTOR DEMASHAW

1677

ISLES OF SHOALS

[Administration on the estate of Hector Demashaw, a Frenchman who died on the Isles of Shoals, was granted to Peter Shaw June 23, 1677, who gave bond in the sum of £20, with Nathaniel Fryer as surety.]

[Court Records, June 23, 1677, in Deeds, vol. 5, p. 243.]

THOMAS CANNEY, JR.

1677

[Administration on the estate of Thomas Canney granted to his widow, Sarah Canney, June 23, 1677.]

[Court Records, June 23, 1677, in Deeds, vol. 5, p. 243.]

[Inventory of the estate of Thomas Canney, Jr., who died May 15, 1677; amount, £311.8.0; attested by — Wingate, relict of Thomas Canney, June 25, 1678. Mentions

“6 children	{	11 years old, with her Aunt
		9 —
		8 —
		6 —
		4 boy
		1 boy
& widow—”]		

for the settling of this estate This court doth order y^t y^e admstratrix & Jn^o Winget her p^rsent husband paying y^e debts of her above-named dec^ded husband and bringing up y^e children untill of age to choose their Guardians respectively, shee shall have all the moveable estate besides y^e thirds of y^e Lands during her life, & y^e—

of y^e whole, while y^e children come of age as aboves^d, & yⁿ y^e Lands to be divided among y^e children as y^e law hath p^rvided, in y^e meane time, not to suffer any strip or waste on y^e houses & Lands

Elias Stileman Cleric

ABRAHAM PERKINS, JR. 1677

[Inventory of the estate of Abraham Perkins, Jr., "who was slayne by y^e Indians upon y^e 13 : of June 1677 ;" taken June 28, 1677, by Samuel Dalton and Henry Roby ; amount £166.2.6.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 23.]

[Administration on the estate granted to Elizabeth Perkins Oct. 9, 1677, her father, Thomas Sleeper, being her surety.]

[Essex County, Mass., Probate Files ; Norfolk County, Mass., Court Records, Oct. 2, 1677, and Deeds, vol. 4, p. 56.]

[Elizabeth Perkins, administratrix, was ordered to attend court to divide the estate Oct. 8, 1678, but, being near her time of travail, could not appear.]

[Norfolk County, Mass., Deeds, vol. 4, p. 64, and Court Records, Oct. 8, 1678.]

Itt is agreed by the Adminestratores and Abraham perkins and Thomas Sleeper the Grandfathers of the Children of Abraham perkins Ju^r Deceased thatt Considering the three Children are young and to bee Brought up the which their mother and Alexander Dennum her p^rsentt Husband Doth Ingage to bring up the Children and to Cause them to be taught to Read English and as they shall a Rive to the age of twenty one years or att their Daÿs of marriage which shall falle outt first they shall be payd vize to mercie perkins twentie pound to bee payd as is above sayd

Itt to mary perkins twentie pound to be payd as above sparci-fied

Itt to Elizabeth perkins twentie pound to be payd to her att the age or time above mentioned and wee Doe Ingage our selves

our Heires Exectuers & Adminestrators thatt all the lands of the sd Abraham perkins Ju^r shall ly Responsuble for the Education of the Children and the payment of their portions as is above mentioned Desireing the Hono^d County Courtt to Conferme the same

The marke of
Alexsand^r X Dennum
Elizabeth Dennum
Her X marke

Confirmed by court at Salisbury April 8, 1679.

Thomas Sleeper is discharged from his bond of £200.

[Essex County, Mass., Probate Files; Norfolk County, Mass., Deeds, vol. 4, p. 75, and Court Records, April 8, 1679.]

JOHN HEARD

JAMES HEARD

1677

KITTERY, ME.

[Richard Otis gives bond in the sum of £500.0.0 July 3, 1677, as guardian to John Heard, heir to John and James Heard.]

Articles of agreement made concluded and fully agreed upon, between Maj^r Nicholas Shapleigh John Shapleigh Joseph Hamond and William Spencer of y^e one P^{ar}tie And Richard Otis and James Chadborn on y^e other P^{ar}tie Witnesseth, that whereas y^e above named Nicholas Shapleigh John Shapleigh Joseph Hamond & William Spencer were by y^e last will and Testament of John Heard of Kittery on Piscataqua River in New England Deceased bearing Date y^e 3^d day of March in y^e year of our Lord God one thousand Six hundred Seventy & five. Nominated chosen and appointed with y^e above named James Chadborn to be his overseers in trust to See y^e s^d Will P^{er}formed/ Now we y^e s^d Nicholas Shapleigh, John Shapleigh Joseph Hamond & William Spencer above named, being y^e Major part of y^e overseers of y^e s^d Will And Considering y^e Introcacie & Mixture of y^e Estate of s^d John Heard,

it being Mixed with and amongst y^e Estate of James Heard the Son of John Heard, who Deceased without making any Will, And Considering that many Inconveniencies might arise in y^e Deviding of y^e s^d Estate doe by these presents Assign and make over all y^e Right and overseership of y^e last will and Testament of y^e s^d John Heard Deceased unto y^e above named Richard Otis, who being y^e now husband of Shuah the Relict or Widdow of James Heard, And to y^e above named James Chadborn And to both of them Joyntly And have fully for our parts have authorized Lycenced and Assigned y^e s^d Rich^d Otis and James Chadborn to Act and doe all and every thing or things concerning y^e Execution of the Said Will & Testament, And not Intermeddle with y^e Administration of any part of y^e Goods & Chattells money Debts or other Estate of y^e Said Testament without y^e consent of y^e s^d Rich^d Otis and James Chadborn their heires or Execut^{rs}, but Shall at all times hereafter And from time to time Permit and suffer y^e s^d Rich^d Otis and James Chadborn their heires Execut^{rs} or Assigns to Administer all Such Goods Chattells moneys Debts and Estate, As at y^e day of y^e Date hereof be in y^e Custodie of y^e said Nicholas Shapleigh and the rest of y^e overseers or in y^e hand of any other Person or Persons which are to be Administred According to y^e Tenour and Intent of y^e s^d Will and Testament, And y^e s^d Rich^d Otis & James Chadborn doe for themselves their heires Execut^{rs} Administrat^{rs} And Assigns promise and engage that out of y^e Moveables y^e Estate of y^e S^d John Heard and James Heard his Son, that they will Administer And pay all y^e Just and due Debts which y^e s^d John Heard and James his Son did owe to any Person or Persons And alsoe to Satisfie All Such Legacies as is by y^e will and Testament Expressed And alsoe to take Care for y^e Comfortable Substantance of Isbell Heard y^e Relict of y^e s^d John Heard During her Naturall life And alsoe for y^e Children of James Heard According to y^e Intent of y^e s^d will and Testament, And alsoe to yeeld up y^e Estate of Lands and housing unto John Heard y^e Grand Child of y^e s^d John Heard Deceased when he Shall Accomplish & Attain to y^e Age of twenty one years, Tenantable and Sufficiently

ffenced, or as now it is And in case of Mortallitie, to whomesoever it Shall belong according to y^e true intent and meaning of y^e s^d Will and Testament And for y^e p^rformance hereof we y^e s^d Rich^d Otis and James Chadborn doe bind our selves our heires Execut^{rs} and Administrat^{rs} Joyntly and Severally by these presents—In witness whereof we have hereunto set too our hands and Seales this fifth day of Novemb^r in the year of our Lord one thousand six hundred Seventy Seven

Signed Sealed and	Nicho: Shapleigh	[his seal]
Delivered In the pres-	John Shapleigh	[his seal]
ents of	Jos. Ham'ond	[his seal]
William Brickham	William Spencer	[his seal]
Alice Chadborn	The mark of Rich ^d Otis X	[his seal]
	James Chadborn	[his seal]

[Allowed Nov. 5, 1677.]

EDWARD COLCORD, JR. 1677

[Administration on the estate of Edward Colcord, Jr., granted to his father, Edward Colcord, July 7, 1677.]

[Norfolk County, Mass., Deeds, vol. 4, p. 55.]

[Relatives moving for a settlement of the estate, the court, Nov. 11, 1679, ordered Capt. John Gilman, John Sanborn, and Sergeant Joseph Dow to call the administrator to account.]

[Norfolk County, Mass., Deeds, vol. 4, p. 74, and Court Records, Nov. 11, 1679.]

[Order of court, Sept. 7, 1680, that the administrator bring in an account of the estate.]

[Court Records, Sept. 7, 1680, in Deeds, vol. 5, p. 39.]

[Order of court, Dec. 7, 1680, settling the estate of Edward Colcord, Jr., on his brother, Samuel Colcord.]

[Court Records, Dec. 7, 1680, in Deeds, vol. 5, p. 44.]

JOHN KENNISTON 1677

[Administration on the estate of John Kenniston granted to his widow, Agnes Kenniston, Aug. 1, 1677.]

[Court Records, Aug. 1, 1677, in Deeds, vol. 5. p. 242.]

[Inventory of the estate of John Kenniston "who was lately slain by y^e Indians," Aug. 1, 1677; amount, £65.3.0; signed by Samuel Haines and Philip Lewis.]

BRYAN PENDLETON 1677 PORTSMOUTH

Portsmouth 9th of August (1677)

I Bryan Pendleton sometyme of Sacoe In y^e County of yorke, Now resident in Portsmouth, on Pishataq^e River in N: E: do make & ordaine this to bee my last will & testament, hereby revoakeing all former wills by mee made /

1: I give unto my beloved wife Ellner Pendleton (besids what I have reserved for her in a Deed of Gyft to my Grandchild Pendleton Fletcher) all my househould goods, togeather with all that peece of Land belonging to mee liing between my son James & Mr Dereings, upon y^e great Island which I have excepted, & reserved out of my deed of Gyft of all to my son James / Furthermore, I give unto my wife, all my houseing & land at Cape Porpus, which Richd Palmers wife hath the use of dureing her life, togeather with my six hundred & fourty Acres of Land more or less liing on the East side of Wests brooke, near Saco ffalls, which I bought of John West, & Major William Phillips as by Deed will appeare & also Tymber Island at the little River, all which I give to my wife absolutely to bee at her disposall /

2ly unto my grandchild James Pendleton Junio^r, I give my hundred acres of upland, & Tenn Acres of Meddow which I bought of Joⁿ Bush & lyeth with in the Towneshipp of Cape Porpus adjoyneing to princes Rocke,

3^{ly} all my houseing & Land at Wells with all the priviledges & app'tenances I give unto my two grandchildren Mary, & Hannah Pendleton w^{ch} my son had by his former wife to bee æqually divided between them /

4 : I give to my wife all my weareing Cloaths to bee disposed off as shee shall see meete, desiring her to remember some poore /

5 : Finally I make my wife my executrix & Joyne my beloved son James Pendleton executo^r together with his Mother, willing my executrix to disburse what is meete for my funerall Charges & my executo^r to pay all my debts, And I request Mr Josua Moodey, & Mr Ric: Martyne, to bee overseers to this my last will & testament /

In witnese to all & singular the P^rmisses, I have set to my hand & seale, this 9th day of August 1677 :

witnese

Josua Moodey,
Ann Moodey

Bryan Pendleton [his seale]

As a Sedule to this my last will & testament, I give unto my beloved son James Pendleton, all my land on the East of Wests brooke butting on the great River of Saco, six hundred Acres more or less, my farme & all my land at Cape Porpus, in all three hundred acres in the occupation of Ric: Palmer, all my severall Islands in or neare Cape Porpus, y^e one halfe of my stock of Cattle of w^t sort so ever upon my farme at Winter Harbour, found after mine and my wives decease, with all my weareing apparell & one third of my household goods (except my utensills of husbandry /

And to Mary & Hannah Pendleton daughters to my sayd son James all y^e My lands In Wells, being those Plantations or Lotts bought of Mr fletcher, Ham'ond, & West Improved by Joseph Cross, & to each of them one third part of my household goods, after mine & my wives decease, Ite^m to Bryan Pendleton my Grandson, y^e remaind^r of my land on Great Island, w^t is Con-

tayned there in & addition to my will, any thing in the sd will not withstanding,

This Scedule signed Bryan Pendleton [his seale]
& sealed In y^e presence
of us,

Joseph Dudley

[Proved April 5, 1681.]

[York County, Me., Deeds, vol. 5.]

[Inventory, June 23, 1681; amount, £787.12.0. "Cap^t Pendleton was not free in giving his Attest to this Inventory because hee Conceived severall goods were disposed of, before hee could have oportunity to come to looke after y^m."]

[York County, Me., Deeds, vol. 5.]

EDWARD TYNG

1677

BOSTON, MASS.

I Edward Tyng Senior of Boston in New England being by the Gracious alwise Disposeing Providence of God preserved unto Old Age & accompanied with many infirmities attending the Same & feeling Sensible decays in my Self Which Bespeak my approaching dissolution * * *

Item I Give and Bequeath unto my son Edward Tyng the Sum of one hundred Pounds to Be paid out of my Estate having Given him a Considerable Estate already Item I give & Bequeath unto my Daughter Eunice the Sum of Five hundred Pounds to be Paid her out of my Estate in Good Pay. Item I Give & Bequeath unto my Son in Law M^r Joseph Dudley about Twenty Pounds which he is indebted to me by Book. Item I Give and Bequeath unto my Present grand Children Viz To Thomas Hannah & Mary Savage. To Thomas Edward Joseph & Paul Dudley to Samuel Searl & John Tyng to Each of my Said Grand Children the Sum

of one hundred Pounds to be Paid unto them out of my Estate at the Discease of my Wife & my Will is that in Case any of my Said Grand Children should Depart this Life before my Said Wife then the Legacy or Legacies hereby Given unto him her or them so Dying Shall be at the dispose of my S^d Wife to Give it as She Seeth meete Item my Will is that none of my Estate be Spent or Laid out in Farmeing more than to the value of £10.0.0 in Building to Prevent the Looseing or Forfeiting of any Lots of Land and if the Providence of God by Fire or otherwise Should Lessen or Take away any Part of my Estate then my Will is that my Legatees aforementioned Shall make an abatement proportionable to Such Loss out of their Severall Legacies hereby Bequeathed unto them Proportionably Item all my Just Debts funeral Expences & the aforementioned Legacies being paid & Ordained to be Paid I Give & Bequeath the Whole Remainder of my Estate Both Real & Personal unto my Beloved Wife Mary Tyng to Dispose of the Same as She Pleaseth and in Case my Said Wife Should Want for any Comfortable Supply during her Widdowhood I do hereby Licence & fully Impower her (with the Consent of my Overseers) to make Sail of any of my Lands or other Estate for her Supply Item I do hereby appoint & Constitute my Beloved Wife Mary Tyng to be Sole Executrix of this my Last Will, and do intreat my Hon^d Friend John Leveret Esq M^r Anthony Stodderd & Cap^t Thomas Brattle to be Overseers of the Same requesting their Advice & Councel to my Said Executrix in the Due Performance thereof. In Testimony whereof I have hereunto Set my hand & Seal this Twenty fifth day of August in the Year of our Lord God. one thousand Six hundred & Seventy & seven 1677—

Signed Seal'd & published by Edward Tyng [& a Seal]
the Worpp^l Edw^d Tyng Esq^r to
be his Last Will & Testament
in Presence of us—

George Monk, Is^a Addington

Memorandum, the Words (Proportionable to Such Loss) was Interlined by M^r Tyngs order upon the 7 Jan^y 1680 at Which time he Declared that. whereas there is a Legcy of Five hundred pounds Given to his Daughter Eunice She being Since Married to M^r Samuel Willard he hath Paid her the Said Sum of five hundred pounds & so the Said Legacy is Void Read to & owned by M^r Tyng in Presence of us.

John Conny Is^a Addington—

[Proved Jan. 19, 1681/2.]

JOHN HALL

1677

GREENLAND

Greenland in y^e Townsh^p of Dover The last Will & Testam^t of John Hall of Greenland.

29. Aug: 1677

I John Hall being of perfect Memory doe make & Constitute this to bee my last Will & Testament, hereby revokeing all Wills by mee formerly made. After my Debts and ffunerall Expences defrayed out of my Estate, I dispose of y^e remaind^r as followeth.

1^o Unto my dearly beloved wife Elizabeth I give all y^e Mony y^t I leave together wth y^e one halfe of y^e Household stuffe belonging to or in either of y^e Two houses vz: either my old house or y^e new one com'only called Josephs House, y^e mony to be at her absolute Disposall, y^e Household goods to bee for her use dureing her life, & my Daughter Sarah to have them after or of her mother w^{ch} her mother pleases. I give her also twenty pounds ꝥ. annu— to bee paid her by my son Joseph yearly dureing her Naturall Life y^e one halfe in Provisions, y^e other halfe at any Merchants in Pascataque River y^t shee shall chuse. Furthermore I will y^t my wife shall have her liberty to live in & make use of as her own during her naturall life either one of y^e big tow Rooms in y^e New house or y^e whole old House w^{ch} shee pleases as also y^e Use of all y^e Orchard belonging to y^e old House while she lives, & likewise she shall have my Negro while she lives—

2^o To my son Joseph Hall I give (upon Condition y^t he doe pay as by these p^rsents I order him) All my Houseing new & old wth all y^e out houseing Orchard joyning thereunto & all my Lands wthin fience & without on y^e Eastern & western side of y^e Road wth my Grant of land to bee laid out at Cochecho to have & to hold to him & his Heires for ever, provided y^t if he dye wthout Heires the whole Estate before mentioned y^t I have given to him shalbe equally divided between my Daught^r Sarah and my Grand child Abigail Dam'e. Alwaies excepting and reserving y^e use of y^t part of them above & hereafter mentioned to my wife & Daughter, as also excepting y^e propriety of that w^{ch} I have hereafter given my Daughter. I also give to my son Joseph y^e one halfe of my moveables, to say my Household Goods, stock & utensills of all sorts wthin doores & without, & all my wearing clothes, except w^t is hereafter excepted.

3^o To my Daughter Sarah I give my thirty sixe Acres of Land more or lesse lying at Harwoods Point & sixe Acres of Marsh more or lesse adjoyning thereto, to bee had & held by her & her Heires for ever, & if shee dyes without Heires I give it unto my Grandchild Abigail Dam'e. Furthermore I give my s^d Daughter Sarah y^e one Half of all my Stock willing y^t she shall possesse s^d Land & stock im'ediately upon my decease, only y^e use of her Hay-Ground together wth all y^e Hay-Ground & pasture-land upon y^e Farm to bee in com'on between her & her Brother Joseph together wth y^e use of y^e Barns & outhouseing betwext y^m for y^e maintaining of her stock while shee lives unmarried upon y^e ffarm, allowing her to keep (if shee pleases) as much stock upon y^e ffarm as Joseph, both of y[—] to agree y^t the Farm be not over-burdened. Also I give her y^e use of y^e field at red-oak hill as long as she lives unmarried, & so long also y^e use of y^e Houseing & Orchard assigned to her Mother when her mother shall leave it by Death or otherwise, & one year after her Marriage if shee pleases. Further I give to my daught^r Sara y^e best Bed in y^e Porch-chamb[—] wth y^e Hangings & all Furniture, 2 p^r of sheets, Bolster, pillowes & y^e 2 New woollen Blankets & y^e Rug belonging to it wth y^e best

Bedstead. Also I will y^t Joseph shall pay her twenty pounds more within three years after her Marriage, & y^t shee shall have my best Cloak, Great Coat, Searge Jacket, best red wastcoat, & Joseph shall have y^e rest of my wearing clothes. And both my wife & Daughter shall have free use of fireing upon y^e ffarme, dureing theyr being there And Sarah is to bear her proportion of getting ffodder for her Cattle.

4^o Unto my Grandchild Abigail Dam'e I give sixty pounds to be paid her by my Son Joseph in currant pay of y^e River, y^e one halfe when shee shalbee eighteen yeares of Age, y^e other halfe foure yeares after. Also I give to s^d Abigail y^t bed which is next to y^e best with all Appurtenances suitable for it; as also y^t Heifer & hee sheep w^{ch} shee calleth hers or y^e like & as good if they bee otherwise disposed of before my decease. And to prevent trouble thro misundersand^s, I will y^t it bee taken notice of by my Execut^{rs} y^t I acc^o all y^e Goods moveables & stock upon y^e ffarm to bee mine & y^t neither shall challenge a propriety in any of them, but they shall all goe into y^e division as is above exprest.

5^o To y^e church of Dover I give fifty shill: — to bee laid out by Joseph for the Com'union Table.

Furthermore I make my Beloved wife, son Joseph & Daughter Sarah Joynt Execut^{rs} of y^s my last Will & Testam^t willing y^t they all three while they al live act as one in all matt^{rs} & p^{ly} referring to Execut^p: (excepting what is before appropriated to one or other of them,) & that if there bee any Question or matter referring to y^e Execution of this my Will wherein they doe not all concurr, they shall consult wth y^e Overseers by whom such matter shalbe decided by theyr best Light according to y^e true Intent & meaning of y^e p^rmises.

Finally I request & appoint my Trusty ffriends m^r Josh: Moodey m^r Rich^d Martyn & m^r Job Clemens sen^r to bee Overseers to see to y^e p^rformance of y^s my last Will & Testam^t willing & appointing y^t they shalbee fully satisfied by my Executo^{rs} Joyntly for what expence of Time they may bee at thereabout.

In witnes to all y^e p^rmisses both on the other side & this I set to my hand & seale this 29th August 1677

Signed & Sealed in p^rsence of
those words [& all my lands] be-
tween 2^d & 3^d Line in 2^d p^rtic^r on
y^e other side, being interlined before
Sealing

The Mark of
John X Hall [seal]

Joshua Moodey

John fletcher

william ffurbur senior

[Proved Oct. 31, 1677.]

[Joseph Hall and Sarah Hall, joint executors, give bonds of £200 for the execution of the will.]

EDWARD WEST

1677

NEWCASTLE

[Inventory of the estate of Edward West, Great Island, Sept. 1, 1677; amount, £540.14.6; signed by Elias Stileman and John Harvey.]

[Administration on the estate of Edward West granted to Martha West and George Walton Oct. 31, 1677, who presented an inventory of £540.14.6.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Martha West having died, administration was granted to George Walton, in behalf of the children, June 24, 1679, who presented an inventory, and pledged his homestead and all his land on Great bay for the division of the estate according to order of court.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 29.]

[Guardianship of John West granted to William Partridge June 24, 1679, he being chosen by the ward.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 31.]

[Guardianship of Edward West, Jr., infant son of Edward West, granted to Capt. Thomas Daniell Sept. 7, 1681.]

[Council Records, Sept. 7, 1681.]

BENJAMIN SWETT

1677

HAMPTON

[Administration on the estate of Capt. Benjamin Swett of Hampton granted to Hester Swett Oct. 9, 1677.]

[Norfolk County, Mass., Court Records, Oct. 9, 1677, and Deeds, vol. 4, p. 56.]

[Inventory of the estate of Capt. Benjamin Swett, "who was Slayn att Black point by y^e Barberas Indians the 29th of June 1677"; taken by Seaborn Cotton, Samuel Dalton, Anthony Stanyan, and Stephen Greenleaf, but signed by Anthony Stanyan and Samuel Dalton only; amount, £558.19.0.]

[Norfolk County, Mass., Deeds, vol. 3, p. 24.]

[Seaborn Cotton and Anthony Stanyan testified that in discourse with Capt. Benjamin Swett the day before he went to Black Point, where he was slain, he manifested himself to be very solicitous concerning the settlement of his temporal estate, and declared that it was his desire that his wife should be so left that she might live comfortably and have opportunity to do good to her children for their encouragement; attested March 29, 1678.]

The widow of the deceased, Hester Swett, moved that Benjamin Swett, the eldest son have that part of the land upon the order of the last court, and a young horse; and he said that he was satisfied with that for his double portion. The other eight children are to have £30 apiece, as they come of age.]

[Norfolk County, Mass., Deeds, vol. 4, p. 61, and Court Records, April 9, 1678.]

BENJAMIN HILLIARD

1677

HAMPTON

[Administration on the estate of Benjamin Hilliard granted to his brother, Timothy Hilliard, at his request, Oct. 9, 1677.]

[Norfolk County, Mass., Court Records, Oct. 9, 1677, and Deeds, vol. 4, p. 56.]

[Inventory of the estate of Benjamin Hilliard of Hampton, "being slaine by the enimi June the 13 1677"; taken by Anthony Stanyan and Thomas Philbrick; amount, £54.15.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 25.]

THOMAS LEIGHTON 1677

[Inventory of the estate of Thomas Leighton, Oct. 29, 1677; amount, £515.10.0; signed by Philip Cromwell and John Tuttle; attested by Elizabeth Leighton and Philip Cromwell Oct. 31, 1677.]

[Administration on the estate of Thomas Leighton granted to Elizabeth Leighton, Philip Cromwell, and John Tuttle Oct. 31, 1677.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 20.]

[Lieut. Anthony Nutter petitioning the court for a larger allowance for the support of the oldest son of Thomas Leighton of Dover, then in his care, the court, Oct. 31, 1677, referred the matter to Major Richard Waldron.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 22.]

[Mr. Fryer and Lieut. Peter Coffin were appointed additional administrators June 25, 1678, on petition of Elizabeth Leighton, the widow.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

JOHN REYNER 1677

[Administration on the estate of John Reyner granted to Mrs. Frances Reyner Oct. 31, 1677, the executors of his will having declined to serve.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Mrs. Frances Reyner petitioning the court "for the procureing of y^e meanes of s^d m^r Jn^o Reyners maintainance due from y^e

towne of Dover," the court, Oct. 31, 1677, ordered the selectmen of Dover to pay the amount to the administratrix within six months.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Lieut. Peter Coffin is joined with Mrs. Frances Reyner to assist her in administering the estate of her son, Rev. John Reyner.]

[Council Records, April 1, 1680.]

ROBERT BRADDOCK 1677

[Administration on the estate of Robert Braddock granted to John Fletcher and Israel Phillips Oct. 31, 1677.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Inventory of the estate of Robert Braddock, who died Aug. 29, 1676; taken Nov. 2, 1677; amount, £10.12.11; signed by John Hoddy and John Tucker.]

JAMES CATE 1677 PORTSMOUTH

[Inventory of the estate of James Cate, who died May 15, 1677; amount, £62.15.0; signed by Richard Cummings and George —; attested by Alice Cate Oct. 31, 1677.]

[Citation, May 28, 1702, to Alice Cate, widow and administratrix of James Cate of Portsmouth, carpenter, to appear and give an account of the estate, which amounts to \$62.15.0; signed by William Partridge.]

Ports^m may : 30th : 1702

The deposition of mary Partridge aged fifty nine yers or thereabouts Testifieth that Edward Catt Comonly so Called was borne about forty seven years agoe and brott up and sockled by his mother wife to James Catt decesed and the sd Edward was the first Child that she Ever had as I Ever hered of and was born in wedlock : and forther saith not

by me Mary Partridge

Capt et Jurat 8^o June 1702 :

Coram me

W^m Partridge L^t Govr^{or}

Mary Walker about Seaventy two years deposeth to the full contents of the above Deposicon to her best Remembrance.

her

Mary X Walker
mark

Capt et Jurat Octavio die Junii 1702
Coram me

W^m Partridge L^t Govr^{or}

[Court records:—Alice Cate, widow, appeared June 1, 1702, and asked for more time, which was granted.

June 8, 1702, Alice Cate and Edward Cate, her son, appeared and asked that the estate be settled according to law. Samuel Penhallow and Dr. Thomas Packer, both of Portsmouth, were appointed commissioners to receive claims.

Alice and Edward Cate asked for time to perfect an agreement for the settlement of the estate, which was granted.

The agreement follows in full.]

Alice Cate appears and Releases all her Right and title of Dowry unto the Estate of her form^r husband James Cate dec^d unto her said sonn Edward Cate; aforesaid. In Considerac'on of which the Said Edward Cate doth Obleidge & promise for himselfe his heires Exec^{rs} and Adm^{rs} to pay or Cause to be paid to his Said Mother Alice Cate Seaventeen shill[—] and Six pence in Mony: and Seaventeen shillings and Six Pence in Provisions or what else either Goods or Mony, as she shall have occasion for: to Said value dureing her Naturall Life yearely and every yeare: to Commence and beginn from y^s day: the Provisions or Goods to be paid the Eight day of Nov^{br} in every yeare and the Mony to be paid the Eight day of June every yeare: for performance of which Said Edw^d Cate bindes himselfe to his Said Mother Alice Cate his heires Exec^{rs} & Adm^{rs} in the Sume or penaltye of one hundred pounds, Curr^t mony of New England./

Acknowledged the Said 8th day of June 1702 Coram

W^m Partridge L^t Govr^{or}

Cha: Story Secretary

John Cate Sonn of Said Alice Cate; John Urin husband to Rebecca Cate daughter alsoe of Said Alice Cate; Peter Babb husband to Sarah Cate Sister to Said Rebecca; appears and Releases all y^r Right and Title to any part or portion of Said Estate of James Cates dec^d unto Edward Cate sonn of the said James Cate dec^d aforesaid And Alice Cate and the said John Cate John Urin and peter Babb doth obleidge themselves in the Sum'e of one hundred pounds Joyntly and Severally their heires Exec^{rs} and Adm^{rs} unto the Said Edw^d Cate his Exec^{rs} Adm^{rs} or Assignes neither they or any of them or Sam^l Whidden or Mary his wife; or Elizabeth Cate (which Said Mary and Elizabeth are alsoe daughters to Said James Cate dec^d) or the heires Exec^{rs} Adm^{rs} or Assignes of the said Sam^l Whidden and Mary his wife, or the Said Eliz^a Cate shall or will for the future ever Claime or bring any Acc'on Suite in Law or Equitye ag^t the Said Edw^d Cate his heires Exec^{rs} or Adm^{rs} for any part or portion of Said James Cate dec^d y^r fathers Estate as aforesaid/

Acknowledged the Said 8th day of June Coram

W^m Partridge L^t Gov^{or}

[Court Records, June 1, 1702.]

EDWARD COWELL

1677

[Administration on the estate of Edward Cowell granted to his widow, Agnes Cowell, in behalf of herself and children, Oct. 31, 1677, and she presented an inventory.]

[Court Records, Oct. 31, 1677, in Deeds, vol. 5, p. 21.]

[Inventory of the estate; amount, £167.2.0; signed by John Hunking, Thomas Harvey, and Israel Phillips; attested Oct. 31, 1677.]

Whereas Adm'nstrⁿ of y^e Estate of Edward Cowel deceased, at a County Court held at Dover in June 1677, & adjorn'd to y^e 31th of Octob^r was granted to Agnes Cowel Relict of y^e sd Edw^d Cowel; And an Inventory of the sd Estate upon oath brought into Court; And there being no further proceeding in y^e management

of y^e p^rmisses by reason of y^e death of y^e s^d Agnes : The Councel Grants Adm'nstrⁿ of y^e s^d Edw^d Cowels unadministred Estate to Jethro ffurber, who Married Annie y^e sd Edward & Agnes Cowels daughter. Who is hereby Ordered (& doth ingage) to make further Adm'nstrⁿ according to Law of y^e sd Intestate Edw^d Cowel sd unadministred Estate.

The Councel do assign y^e sd Jethro ffurber Gardian to Samuel Cowel yongest son of y^e sd Intestate Edw^d Cowel ; And allows him for y^e maintenance & education of y^e sd Samuel til his age of 14 years, after y^e rate of 6^l 3^s 4^d an^o 45^l, to which by computation it amounts to. Out of which the sd Adm'nstr^r Jethro ffurber shall be abated proportionably to y^e years and time y^e sd Samuel shall want of the sd 14 years, if he shal happen to dye before ; And one moiety of y^e sd Estate, after deduction of the s^d 45^l shall remain to Edw^d the eldest son of y^e sd Edw^d y^e Intestate ; and y^e other moiety to y^e sd wife of y^e sd Jethro & y^e younger son y^e s^d Samuel, to be equally devided between them. And y^e sd Adm'nstr^r is to have the management of y^e sd Estate til further Order. And y^e wearing cloathes rings, & other things shal go as disposed of by y^e sd Agnes.

[Council Records, May 2, 1682.]

WILLIAM TAYLOR

1677/8

[Inventory of the estate of William Taylor, who died Dec. 30, 1677 ; taken Jan. 2, 1677/8 ; amount, £7.6.8 ; signed by Peter Twisden and James Blagdon.]

[Administration on the estate of William Taylor granted to John Hunking June 25, 1678, who presented an inventory of £7.5.8.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

TOBIAS LEAR

1677/8

The last will & testament of Tobias Leare being very sick and weake in body but through Gods mercy, in perfect memory—

Inprimis, I bequeath my soule into the hands of Almighty God from whom I Receavd it, & my body to the earth after my de-
cease to be buried in a decent & Christian Maner—

It: I give & bequeath unto my beloved wife Elizabeth all that my dwelling house erected & finished soe far as it is with all the Lands, & privildges whatsoever to it belonging, lying & being nere & next adjoyning to my father in Law M^r Henry Shirburn, to be all at hir ordering & disposing, & to act & doe as she shall see meet, & doe alsoe make hir my sole executor or executrix of all my whole estate, both of housing, Lands, debts, goods, Chattells, or what soever to me belonging in any Just right or claime whatsoever. And to pay unto my two daughters Elizabeth & Joane Leare & to my son Tobias Lear such proporsionable por-
sions & leagases, when they come to age, as the estate will then bear, still reserving a suficient maintenance to hir self, I referring to hir discession all the legasies that I herin bequeath to doe therein what she shall see meet & convenient & as the estate will bear it.—

And soe having herin fully declared my mind & will, I doe Com-
end my self to the disposing of my gracious Lord God to doe with me as he shall see good in his good pleasure for my dissolution or recovery, & my wife & children to his guidance; And for con-
firmation of this my will to be my act & deed I doe hereunto set my hand & seale this five & twentieth day of January Anno Domi,
one thousand six hundred seaventy & seaven. 1677.—

Sealed signed & delivered & sub-
scribed as it was taken from his own
mouth in presents of us.

Tobias X Lear [seal]
by his mark & seale.—

Hugh Leer
samuell sshurburne

John Davies—

Richard Tucker./

John : X : Peverly

by his mark.

[Proved Dec. 5 and 6, 1681.]

[Inventory, Dec. 28, 1681; amount, £196.19.0; signed by Elias Stileman and Samuel Sherburne.]

RICHARD HILL

1677/8

[Inventory of the goods of Richard Hill, who died Jan. 30, 1677/8; taken Feb. 12, 1677/8; amount, £5.13.0; signed by James Blagdon, Richard Wilcomb, and Edward Gould.]

[Administration on the estate of Richard Hill, "lost at sea in y^e late storme," was granted to Richard Wilcomb of the Isles of Shoals March 2, 1677/8.]

[Court Records, March 2, 1677/8, in Deeds, vol. 5, p. 244.]

[Inventory of the estate, amounting to £5.13.0, was presented by the administrator June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 27.]

NOAH GRESHAM

1677/8

[Inventory of the estate of Noah Gresham, who died Jan. 30, 1677/8; taken Feb. 12, 1677/8; amount, £6.0.0; signed by James Blagdon, Edward Gould, and Richard Wilcomb.]

[Administration on the estate of Noah Gresham, "Lost at sea in y^e Late Storme," was granted to Richard Wilcomb of the Isles of Shoals March 2, 1677/8.]

[Court Records, March 2, 1677/8, in Deeds, vol. 5, p. 244.]

[Inventory of the estate, amounting to £6.0.0, was presented by the administrator June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 27.]

RICHARD BOYES

1677/8

[Inventory of the estate of Richard Boyes, who died Jan. 30, 1677/8; taken Feb. 12, 1677/8; amount, £8.11.2; signed by James Blagdon, Edward Gould, and Richard Wilcomb.]

[Administration on the estate of Richard Boyes, "Lost at sea in y^e Late Storme," was granted to Richard Wilcomb of the Isles of Shoals March 2, 1677/8.]

[Court Records, March 2, 1677/8, in Deeds, vol. 5, p. 244.]

HENRY LIGHT 1677/8

[Inventory of the estate of Henry Light, who died Jan. 30, 1677/8; taken Feb. 15, 1677/8; amount, £11.17.0; signed by John Fabes and James Blagdon.]

[Administration on the estate of Henry Light, "Lost in y^e Late Storme," was granted to Henry Main March 15, 1677/8.]

[Court Records, March 15, 1677/8, in Deeds, vol. 5, p. 244.]

[Inventory of the estate was presented by the administrator June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 27.]

ROGER HOLLAND 1677/8

[Inventory of the estate of Roger Holland, who died Jan. 30, 1677/8; taken Feb. 15, 1677/8; amount, £57.9.3; signed by James Blagdon and John Fabes.]

[Administration on the estate of Roger Holland, "Lost in y^e Late Storme," granted to his brother, Edward Holland, March 5, 1677/8.]

[Court Records, March 5, 1677/8, in Deeds, vol. 5, p. 244.]

[Inventory of the estate was presented by the administrator June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

EDWARD PERRYMAN 1677/8.

[Inventory of the estate of Edward Perryman, who died Jan. 30, 1677/8; taken Feb. 16, 1677/8; amount, £13.9.6; signed by John Fabes, James Blagdon, and Henry Main.]

[Administration on the estate of Edward Perryman, "Lost in y^e Late storme at Sea," granted to Henry Main March 15, 1677/8.]

[Court Records, March 15, 1677/8, in Deeds, vol. 5, p. 244.]

NATHAN QUICK 1677/8

[Inventory of the estate of Nathan Quick, Feb. 25, 1677/8; amount, £2.8.0; signed by John Hunking and John Fabes.]

[Administration on the estate of Nathan Quick, "Lost at sea in a storme the Last winter," was granted to Roger Kelly June 25, 1678, who presented an inventory of £2.8.0.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 24.]

ROBERT GOODWIN 1677/8

[Inventory of the estate of Robert Goodwin, Feb. 25, 1677/8; amount, £2.1.0; signed by John Hunking and John Fabes.]

[Administration on the estate of Robert Goodwin, "Lost at sea in a storme the Last winter," was granted to Roger Kelly June 25, 1678, who presented an inventory of £2.1.0.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 24.]

GABRIEL GRUBB 1677/8

[Inventory of the estate of Gabriel Grubb, Feb. 28, 1677/8; amount, £21.13.6; signed by John Fabes and John Moore; attested by Roger Kelly June 26, 1678. Frances Grubb, widow, asks that Mr. Kelly may administer the estate of her husband, Gabriel Grubb, "lost in The late Storme"; dated March 19, 1677/8.]

[Administration on the estate of Gabriel Grubb, "Lost at sea in a storme the Last winter," was granted to Roger Kelly June 25, 1678, who presented an inventory of £21.13.6.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 24.]

WILLIAM BROAD 1677/8

[Inventory of the estate of William Broad, March 2, 1677/8; amount, £161.1.0; signed by Elias Stileman and Robert Elliot. List of liabilities annexed; amount, £39.1.0.]

[Administration on the estate of William Broad, "Lost at Sea in y^e Late Storme," was granted to his widow, Judith Broad, in behalf of herself and children, March 5, 1677/8.]

[Court Records, March 5, 1677/8, in Deeds, vol. 5, p. 244.]

[Inventory of the estate amounting to £161.1.0 was presented by Judith Broad, alias Webster, June 25, 1678, and the court joined her husband, Stephen Webster, with her in the administration.]

ffor the settleing of y^e estate of W^m Broad deceased This Court doth ord^r that Judeth his relict widdow the now wife of Steven Webster shall have $\frac{1}{3}$ p^{te} of y^e reall proffit of y^e house & land during her life & all y^e movable estate to her owne use when all Just debts are p^d together wth y^e benefit of y^e reall estate during y^e childrens minoritie the s^d Judeth & Steven standing bound to pay to y^e Children of y^e s^d Broad, To his son W^m 20^{ll} ster^l & to Abigal Broad 10^{ll} Ster^l & to take care for y^e educac'on & dispose of the s^d Children to service, the Boy untill 21 yeares of age & y^e girle till 18, wth y^e consent of any two of the associates of this Court. /

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

JAMES WEYMOUTH 1678 ISLES OF SHOALS

The last Will & teastament of James Waymoth now one the Ile of shoales very sick and weake but yet of p^{er}fet memory this 10th of Aperell 1678 I give and bequeath my soule to Almighty god and my bodie to be buried one Star Iland :

1 I give to my son William Waymoth thirty pounds in Silver to be payd by Mary waymoth my wife whom I make my soale executres : when my son cometh in age of 21 yeares

2^{ly} I give to my son George Waymoth thirty pounds in Silver to be payd when he comes to age of 21 yeare

3^{ly} I give to my son James Waymoth thirty pounds to be payd in Silver when he comes to age of 21 years

4^{ly} I give to my Daughter Elizabeth waymoth thirty pounds in Silver to be payd one her Marriage day

last I give the rest of my whol estate to mary my wife after my legaces above written be payd by her according to this my will for the discharge of my debts & my Childrens and her maintenance In wittnes wheare unto I have heare Unto Interchangably set my hand this tenth day of Aperell one thoasan Six hundered Seaventy eight :||

Sealed & delivered
in the p^rsents of us
Peter Twisden &
John ffabes

the mark of
James X Waymoth
[seal]

[Proved June 25, 1678.]

[Inventory, July 30, 1678; amount, £597.17.6; signed by Peter Twisden and John Fabes.]

Newcastle Aprill ye 28th 1703 /

My father James Weymouth deceased gave me on his last will and Testament thirty pounds Currant Mony of New England to be paid when I was In age the receipt of which Mony I doe acknowledge that I have received of m^r Thomas Diamond who Married my father Weymouths widdow for which this my receipt is a sufficient discharge I doe alsoe acknowledge to have received of the Said Diamond tenn pounds of Currant Mony of New England being his free Gift to me In Wittnesse whereof I have hereunto Sett my hand

wittnesse
Eliz^a X Leden
her Mark
W^m Kelly

James X weymouth
his Mark

[Probate Records, vol. 5. p. 86.]

Isles Shoales May the 11th 1703 /

My father James weymouth deceased gave me on his Last will and Testament thirty pounds Currant Mony of New England to be paid at my Marriage day the Receipt of which Mony I do acknowledge that I have received of m^r Thomas Diamond who married my father Weymouths widdow for which this my receipt is a sufficient discharge I doe alsoe acknowledge to have Received of the Said m^r Diamond tenn pounds Currant Mony of New England being his free Gift to me In wittnesse whereof I hear to sett my hand /

Wittnesse

Elizabeth Currier [seal]

Amey X Downe

her mark

Richard Gumer

[Probate Records, vol. 5, p. 87.]

WALTER MATTHEWS 1678

The last will, and Testament of Walter Matthews revokeing all other, made this 15th of April : 1678 :—

Inprinus : 1 : I doe hereby give, and bequeath unto my dearly beloved wife, mary matthews, all my houses, lands, goods, and Chattles, moveables, and Immoveables, To have, hould, and possess, dureing the terme of hir life, and after hir decease I doe give, and bequeath To my Son Samuel matthews : All my houses, lands, neck of land lying, and being upon oyster river, and upon or near the little Bay, which was formerly, my fathers m^r ffrancis matthews, with all my right Title, Interest Therein, as also all other Tracts, or parcels, of uplands, and marshes, lying, or bordering upon the s^d oyster river, or elsewhere belonging unto me ;

farther I doe give unto my Son Samuel Matthews, my now new dwelling house wth the garden on Smuttinose Iland, One of the Ilands of Shoales ; my storehouse, oyle house, and all my part of my Stages mooreing places, and mooreings, my new boat, with

the furniture, and tackling, thereunto belonging; also Eleaven long flakes, with the laying roome, lying between my dwelling house, and my Storehouse, Towards the south;—

2: I doe give unto my nephew; matthews Young, my old dwelling house wth the leantoe, my old boat, if in being, wth a mainsaile, and other furniture, after the aforementioned boat is furnished; with fowre flakes, lying att the End of the former mentioned wth the priviledge of spreading fish, thereunto belonging; the Second best feather bed, with the furniture, if not sould by my wife; the Second best gun; the Second best peice of plate, att my wives discretion; One best Chest;

3: I doe give to my daughter Susanna young, Ten pounds, to be paid my son Sam^l matthews, in Currant pay, within Twelve months after the abovesaid Estate is Come into his hands, if demanded;—

4: I doe give to my daughter mary Senter, Ten pounds to be paid by my son Sam^l matthews, in Currant pay within twelve months after the abovesaid Estate is come into his hands, if demanded;

5: I doe give to my neece, Susanna Senter, the Eldest daughter of mary senter, to be paid by my son Sam^l matthews, in Currant pay, within twelve months, after the above mentioned Estate is come into his hands, if demanded, five pounds;—

6: I doe give to my daughter Susanna's youngs, Eldest Son by name Joseph young, five shillings, to hir daughter mary young, five shillings; To my daughter mary Senters Son, nicholas Senter, five shillings, to be paid by my Son Sam^l matthews, in Currant pay, within twelve months after the abovesaid Estate is come into his hands, if demanded;

7: In Case my Son Sam^l matthews dy without Issue my will is, that the aformentioned Estate given him, be divided in manner following, viz: two parts to my Eldest daughter Susanna young, and hir heires, and the third part to my daughter mary Senter, and hir heires;—

8: In Consideration of the aformentioned Legacies to be paid

by my son Sam^l matthews, I doe give him all my houshold stuff, furniture, plate, Clothing, whatsoever;

9: I doe give, and bequeath unto Thomas Snell, The Son of my Sister Martha Browne, The dwelling house, she now lives in, and after foure years to have the rent due for The Same To be Improved to his use, and behoofe

10: It is to be understood my will is, That In Case my Estate be found, and Continue in like Condition, as it is att The making hereof, Then The aforesaid articles, and legacies, be faithfully, and punctually performed, and paid, but In Case it be any waies diminished, Then It is to be understood, they are To be paid according To proportion of the Estate remaineing,—

11: I doe Constitute, and appoint my beloved wife, mary matthews, my Executrix, and Administratrix, and my loveing friends, Samuel Belcher, and Andrew Deamont Overseers, whose advice, and Counsil she is To Take in all the premises, and not To act, or doe any thing, without the Consent of one, or both of them;

This is my last will, and Testament made the day and year abovesaid, wittness my hand, and Seal;—

Signed, Sealed, in
presence of us;—

Walter Mathews
[seal]

Michael Endell

Martha X Browne

hir Signe;—

Samuel Belcher

The X Signe of Andrew Deamont

[Proved June 25, 1678.]

[Inventory, May 29, 1678; amount, £310.18.6; signed by Samuel Belcher and Andrew Deamont.]

JAMES JOHNSON

1678

NEWCASTLE

[Inventory of the estate of James Johnson, Great Island, June 8, 1678; amount, £265.6.0; signed by James Robertson, John Lock, and Nicholas Haskins; attested by the widow, Mary

Johnson, June 25, 1678; "for the settlem^t of the estate with in menc^oned the Court Leaves the whole estate in her hand to Improve & Live upon during her life or untill this Court shall take further ord^r:".]

[Administration on the estate of James Johnson granted to his widow, Mary Johnson, June 25, 1678.]

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 26.]

To all Christian People to whom these presents Shall Come ; Know ye that whereas James Jn^oson & Mary his Wife both of Portsm^o in the Province of New Hampsh^r deceased Leaving only two Daughters leiving (Viz) Mary the wife of Jn^o Odiorn, & Han[']ah the Wife of Th^o Jackson all of the Same place, and Whereas their deceased father & Mother died Intestate, the debts & funerall Charges being allready Defrayd : the S^d Mary & Hannah by & wth the consent & aprobatⁿ & allowance of their afores^d Husbands, have finally agreed, Concluded & devided all our deceased parents Estate in manner & formes as followeth : All the movebles each parte hath her Equall proportion, & for the Housing Land, Orchard & marish devided as followeth : Mary Odiorns part of all the Land housing marish & orchard, is of the housing land & orchard, is the West End of the dwelling house wth half of the Leantoo belonging to the whole house, togeather wth the west part of the Orchard Land & flatts thereto adjoyning ; and bounded as Followeth beginning at a Stake drove down by the fence side on the S side of the way that goes between the house & orchard into the Island ; w^{ch} s^d highway is continually to be to the use of both Parties to pass & repass withoute Interruption of each Other and that for ever and from the s^d Stake through the Orchard right over to the Land now in the posession of one James Leach Sowthw^{ds} as S^d Leaches land now Runneth down into the Water and flatts as also the Southermost Barne, wth the Land from a Stake & heap of Stones Northerly of y^e Other Barne and so to the high way aforesd : that Same breadth down to the water & flatts thereunto belonging & adjoynes to an Acre of Land gieven to Jn^o Odiorn

by the Town of Portsm^o w^{ch} s^d acre is Eight Rods in breadth & Runs Esterly twentie Rods or more on the North of s^d Acre & Adjoyning to it is a third divission for s^d Mary: & is twenty rods in breadth from s^d Acre Northerly & carries the same breadth through the land to the Outside Fence Easterly; togeather wth the Esterly half of three Acres of Salt Marish in Little Harbour, as alsoe the Westerly half of the Seventy three Acres of Land in the plains, begining at a Small w^t Oak Tree Standing by Benj^a Cottens line & thence wst to the Old bound Tree being a Pine also; thence S S E: a little South^{ly} to y^e old bound tree being a pine alsoe, thence Esterly to meet wth the Other S S E: line that comes from y^e s^d Oake where it first begun, Every of the before Me'cyoned & Bownded House, Barn, Orchard, Lands, & Marish is the s^d Odiornes proportion and so accepted: Secondly the s^d Hannah Jacksons proportion is the East End of the House & Orchard wth the Nothermost Barne, wth the Est part of both parcells of Land from s^d Marys: bounds afors^d to the outmost Bounds E wth the W: halfe of the three Acres of Salt Marsh as allso all that part of Land being about twenty rods in breadth adjoyning on the N of s^d Marys twentie Rods, & so Runns Notherly towards that house where m^r Bickam now liveth, and Run's as S^d Marys Line now Runneth & Contains all the Land N of s^d Marys, withjn Fence or withoute of any that belongeth to the s^d Jackson togeather wth that half, the seventy three acres of Land in the plains lying next & Adjoyning to Jn^o & Hen: Sherbournes on the Est, & s^d Odiorns on the West this Second Devission is Hannah Jacksons Proportion: It is Farther Agreed & Concluded upon between both parties that there Shall be & is now allotted Out a conveniency of Land both about the barns and alsoe at the Est end of the Dwelling house of ten foott in breadth at least from s^d house at the Est End thereof to the path, & So much round Each barne w^{ch} shall continually ly Common for both parties use, Either for layein of Wood or Improveing & houseing their Cattle and that for ever w^{thout} the least Interuption of either Partie or any person by their ord^r means or procurem^t: It is also farther

agreed that the Oven & the Celler Shall be for the use of both parties till there shall be another Oven & Celler built in the West End of s^d house, & till that is done the oven & Celler that now is Shall be to the use of Both : Lastly it is mutually agreed that if Either party their Heires, Exect^{rs} Administ^{rs} &c. Shall at any time be disposed to sell all or any part of any of each proportion he or she shall give the Other the Refusall thereof, without w^{ch} it shall not be sould, set or let for term of Years, for Confirmation of w^{ch} we the above named Jn^o Odiorn, & Th^o Jackson doe hereby acknowledge our Selfes to be fully Satisfied wth the above Divissions & Agreements, and doe binde our Selves our Heires, Execut^{rs} & Administ^{rs} & Every of them each to the other firmly by these presents to allow of & for ever to hold good & Vallid to Each other every perticular proportion in this Instrument mentioned & made, & that according to the bounds there sett, & that withoute the least let or molestation of Either of us, or Either of Ours as Afores^d and that for ever according to the tennure & true meaning of all above written, In Confirmation whereof we the S^d John Odiorn, & Th^o Jackson together wth Each of our Wifes above Named have hereunto Sett our hands & Seals this 16th Novemb^r 1694

Signd : Seald & d'd

John Odiorn : [seal]

in presence of

Mary Odiorn : [seal]

Jn^o Pickring Sen^r

Tho: Jackson : [seal]

John Pickring Jun^r

Hannah Jackson [sele]

John Odiorn Jun^r

[Deeds, vol. 6, p. 59.]

RICHARD HARVEY 1678

[Administration on the estate of Richard Harvey granted to Robert Ellett June 14, 1678.]

[Court Records, June 14, 1678, in Deeds, vol. 5, p. 242.]

[Inventory, June 14, 1678; amount, £18.1.9; signed by John Phillips, William Partridge, Francis Tucker, and James Robertson.]

THOMAS WARD

1678

HAMPTON

In the name of God Amen

I Thomas ward of Hampton in the County of norfolke in New England being sick and weak of Body butt sound in Understanding and of a Disposeing mind Doe make this my last will & Testament as followeth

first I Com'itt my soule Unto Almighty God the father of spirits who Gave mee life and being: and my weak body to the Earth from whence itt was taken thatt after my Desolution to be buried in Hampton Burieing place in a Christian and Deacent maner as my Exectour shall appoint, and for whatt wordly Goods God hath Given mee my will is as followeth

first I Give and bequeath Unto margritt my Beloved wife my house and Barne and outt Houseing and all my land and medows about home with my Salt Marsh Untill my son Thomas Ward shall Come to the Age of twenty one years: and my wife is to have all my stock of Cattle not otherwayes Disposed of and the Movables within Dore and without for her subsistanc and for the maintainanc of my son Thomas and my Daughter Hannah so long as she liveth with Her, and my wife is to Doe her Indeavour to p'serve the stock and keepe things in Repayer for Her Comfortable subsistanc & for the Bringing Up of her son, and when my son Thomas Comes to Age Hee is to Injoy the one halfe Unless his mother & he Doe agree to Improve together

Itt I Doe Give Unto my son Thomas ward all my housing and land and medows att home and my Salt Marsh wch he is to posesse Intire after his mothers Decease and att my wives Decease the Stock and moveables to Returne to my son Thomas: all that I Doe nott other wayes Dispose of: I Doe Give my son Thomas my Carved Cubbord & one Joynd Chaire & one pot and one kittle and my Horse: and m^r Calvens Great Book

Itt I Doe Give Unto my Daughter Elizabeth the wife of John mason thatt twentie Acres of land whereon she now Dwelleth and the Rest of my Land on thatt side of y^e meadow to Remaine in the

hands of my Exector for the use and Releif of my Daughter Elizabeth & her Children only Reserveing wood and timber of thatt other land for my selfe and my Heires as wee shall have occasion

Itt I Give Unto my Daughter Elizabeth thatt nooke of fresh medow which was Goodman Robeys the River beyond the way to bee the south Bounds of itt and so to Extend north ward so far as itt may bee Cleared provided thatt John mason shall nott have liberty to fall or Dispose of one stick of timber on thatt other land thatt will serve Either for Building or fenceing or any other Use

Itt I Doe Give Unto my Daughter mary the wife of John Dearborne thatt peece of land of my north Division Containing about fowerscore Acres more or Lesse as itt is lying northward from ashe Brook

Itt I Doe Give Unto my sone in law John Dearbarn & my Daughter Hanah ward all my land in the north plaine Containig twelve Acres which I Bought of John Casse

Itt I Doe Give Unto my Daughter hanah ward two Good Cowes to bee Delivered to her att her Day of Mariag or when she shall Come to the Age of twenty one years which shall fall outt first : also to my Daughter Hannah all my land att the falles River being about twenty Acres and is bounded with the land of John Sanborn west, and the land of m^r Stanyen in partt and the land of william Swaine in partt towards the East, also I Give her a peece of Salt marsh Joyning the s^d land and bounded with the falls River towards the south

Itt to my Daughter Hannah Six sheepe : and one Brasse pott and two puter Dishes and the Bed which she Useth and all the Beding belonging to itt

Itt I Doe Give Unto margritt my wife my best bed as itt stands Duering the terme of her life & then to Returne to my son Thomas and my wife to have the Disposeing of thatt Bed which my son Thomas now lieth Upon

Itt I Doe Give to my Daughter hannah ward one Chest and one Joyned Chayer

Itt I Doe Give Unto my sone Thomas ward all my Implements

of Husbandry and my weaveing Gears to my wife and my sone Thomas

Itt I Doe Give Unto my sone Thomas all my land att the new plantation and my three shares of the Cow Com'on I lay to my house and homeseat

Itt I Doe Give Unto my sone Thomas all my Armes and Ammunition

Itt I Doe Give to my Daughter Elizabeth one share of the ox Com'on and to my Daughter Mary one share

And I Doe Constitute and Appoint John Dearbarn and margritt my wife to bee Executur & Execuetrex to this my last will and Testament

the which I Conferme with my hand & seale Affixed Here Unto this Eighteenth Day of June in the year of our lord one thousand six Hundred and Sevventy Eight

Signed and sealed Thomas ward [seal]
in the p'sents of

Samuell Dalton sen^r

Benjamin Shaw

[Proved Sept. 7, 1680.]

[Deeds, vol. A, p. 47.]

[Inventory, July 27, 1680; amount, £533.14.0; signed by Samuel Dalton, John Sanborn, and Abraham Perkins.]

[Deeds, vol. A, p. 51.]

RICHARD CUMMINGS 1678

PORTSMOUTH

The last Will & Testament of Richard Cum'ins of Portsm^o made this 19. June 1678

I Richard Cum'ins being aged & infirm in Body but in perfect Memory doe make & constitute this for my last Will & Testament, hereby revokeing all former Wills whatsoever by mee made.

Imp^r./ I will that my beloved Daughter Jane Joce shall have y^e use of halfe my housing & land belonging to it, dureing her

naturall life, or else such a sum'e yearly as [y^e]¹ Overseers & shee & Richard Joce shall agree, which s^d Rich^d Joce shall pay her such yearly sum'e as shalbe determined among them.

2. I make my beloved Gran-son Richard Joce mine Heire, & give & bequeath to [him] in Fee-Simple my dwelling House, Barn & all my out-houses with all my uplands & Meadow belonging thereunto, together wth all my Fresh-Marsh, & all y^e [fencing] Timber, Wood or Under-wood, Gardens, Orchard, & all y^e Priviledges, Im'unities [&] Appurtenances y^t either now doe, or hereafter any way may belong the[reunto] to bee to him y^e s^d Rich. Joce his Heires & Assignes for ever. Except what is aft[er excepted] Furthermore I give to y^e s^d Rich^d Joce y^e best bed in y^e House with all [y^e] Furniture thereto belonging, with y^e Table-Board & Joyn-stooles in y^e new house with y^e Chaires & what else is there, Sixe Silver spoones, one Silver wine cup, y^e Silver Bowle, Sixe Pewter dishes one wth another, Sixe pottengers, three Plates, y^e best Brasse Kettle, one Iron Kettle & Iron pott & two brasse skilletts, two oxen, [three] Cowes, Sixe Ewes & a Ram'e, One Horse & Mare, my Fouling-piece, Musket, Bandeleers & backsword & best Cuttleaxe, with all my wearing Clothes li[nen] & woollen whatsoever. Also I give him my Plough, yoakes, Bowes, Harrow, [dung] pott, new Cart & steades wth all my chaines. All y^e Debts y^t are lying out [I] will y^t Ric: Joce shall gather in & have for himselfe y^e one halfe of what is ga[thered] in by him, & y^e other halfe shalbe equally divided between my Daughter & [her] children. Also I will y^t all y^e rest of my stock, household Goods, linnen & woollen shalbe equally divided between my Daughter & her children, & Richard Joce [to have] only his share of y^e linnen, Saveing y^t Sam: Joce & my Gran-child Jane Joce [shall] have each of y^m a Bed, & my Daughter y^e other Bed with [furneture to] each of them. And that twenty pounds in Silver & so [much in fish that my] Daughter Jane had lately of mee, I will shee shall have [y^e use of it dureing] her naturall life,

¹ Sections in brackets are worn from the margin of the original, and are supplied from a copy on file, dated Aug. 21, 1690, and attested by John Pickering, recorder.

& at her decease, both s^d sum'es shalbe [payed to Rich: Joce &] hee shall give to his Brother Sam^l & his Sister Jane ten pounds [apeice of it]

3 Unto my Gran-son Tho: Joce I give my Acre of land upon y^e [great Iland,]

To John Joce I give my land up in y^e plaines wth wood & Timber [& all that] belongs thereunto.

To Samuel Joce I give all my land lying by that w^{ch} is com'only called Walfords [path] And I will y^t Richard Joce shall erect & finish for y^e s^d Sam: an house upon w^{ch} he shall lay out Seventy pounds in good, currant pay, & shall set it up either upon y^t land aforesaid, or if Sam: shall desire it hee shall [set up] said house upon my land somewhere between y^e School-house and y^e Corn-field [buting] upon y^e street, & I will y^t he shall have one full Acre land adjoyning thereunto to bee laid out as y^e two Brothers shall agree or y^e Overseers order.

Unto Joanna Joce I give two Cowes, foure sheep & a sow & tenn pounds Silver

Unto Margaret, Jane & Mary Joce the other three Sisters I give tenn pounds apiece in money to bee paid by my Executors wⁿ they come to age or Marry & to each of my foure Grandaughters I give a gold ring apiece

4 Unto y^e Town for y^e Use of y^e School-house I give that parcell of land w^{ch} y^e house stands on, w^{ch} I have left out of my ffield.

Finally I make my Daughter & Rich^d Joce my Executors & request & [appoint] my beloved ffriends Cap^t Elias Stileman & m^r Joshua Moodey Overseers, giving to my s^d Overseers that two Thousand of w^t oak Pipestaves in y^e [hands] of C. Elias Stileman to bee equally divided between y⁻⁻⁻. And I doe hereby desire & impower my said Overseers y^t if anything be forgotten in my will or not [fully] exprest they shall explain & determine it, & to prevent any Difference between any y^t are concerned in my Will abovesaid, I will y^t in any Case of Difficulty they shall repair to y^e Overseers for Advice, & if theyr Advice please them not [they] shall have liberty to chuse each of y⁻⁻⁻ a man to joyn wth

y^e Overseers by whose determination they shall Sitt down in all such matters.

In Testimony to all & singular y^e p^rmisses I set to my hand & seale

Signed & Sealed before us

Richard X Cumins

Mark of Philip Jourdan X

his Mark

Mark of Jone Knight. X

[Proved June 24, 1679.]

[Inventory, Jan. 29, 1678/9; amount, £1227.6.2; signed by Richard Martyn, William Vaughan, and John Hunking.]

THOMAS WALFORD 1678

[Administration on the estate of Thomas Walford was granted to John Amazeen, guardian of Jeremiah Walford, brother of the deceased, June 25, 1678.]

There being com'ended to this Court by the Court of Associates the petition of Jn^o Amenseem as being out of their capacity viz^t the disposing or ordering of y^e estate of Tho: Walford deceased given by his Last will unto Tho: & Jer: Walford his grandchildren now in y^e hands of m^r Henry Sherburne & m^r Richard Tucker executo^{rs} to said will, This Court advised partys concerned to chuse either of them a friend & y^e Court to ad a third to Audit the acco^{ts} of the execu^{ts} & to make such propositions as they should thinke fitt referring to a settlem^t of the same, & p^rsent w^t they should doe herein to y^e next County Court

M^r Martyn Cap^t Daniel & L^t Vaughan are y^e p^rties agreed on, who are to appoynt time & place & all persons concerned are then to attend./

[Court Records, June 25, 1678, in Deeds, vol. 5, p. 25.]

There being Exhibited to this Court y^e case of Old Walfords estate given to his grand children which hath much difficulty in it concerning y^e right heireship to a person dying intestate desending by gift from y^e Grandfather unto two grandsons y^t are brothers,

the Eld^r of w^{ch} dying without will the bro^r of y^e Intestate claiming heireship to his intestate brothers estate the sisters to both these bro^{rs} they claime a $\frac{2}{3}$ ^{te} of s^d intestates bro^{rs} estate, & the children of the doner y^t first gave it they claime a $\frac{2}{3}$ ^{te}—— This Court therefore untill a decition of this case can be resolved (w^{ch} they will as Speedily doe as may be) Grants Administrac'on To John Amenseen: and Jeremiah Walford bro^r to y^e Intestate Tho: Walford deceased upon y^e s^d Tho: estate they giving bond to administer according to Law & bring in an Inventory of the estate (with all rents received & due) unto the Court of Adjournm^t held in portsm^o y^e first wensday in Sep^r next—The court accepts y^r own bond, & they acknowledged themselves to stand bownd in a bond of 200^l so to doe

[Court Records, June 7, 1681, in Deeds, vol. 5, p. 47.]

John Amanzeene & Jeremy Walford as administrat^{rs} to the estate of Thomas Walford deceased (grand child to Thomas Walford of Saggamore Creeke deceased) by Vertue of an order of this hono^r^{ble} court bearing date the seaventh day of June last doe give in this acp^t this seaventh day of September 1681

1 That ye said Jn^o Amazeene and Jeremy Walford have demanded of m^r Jn^o Sherbourne Jun^r as heire to m^r Henery Sherbourne deceased one of the Executors of ye last will & testament of Thomas Walford Grandfather deceased what papers, wrightings, or other things belonged to the estate of Walford deceased, but the said m^r Sherbourne refused to deliver any wthout order of court

2 The said Jn^o Amazeene & Jeremy Walford have recd possession of a parcell of land & Meddow that was given by Will to Thomas Walford deceased by his Grandfather Thomas Walford as aforesaid

3 m^r Jn^o Sherbourne Jun^r & Jn^o Westbrooke doe acknowledge to be due and have promised payment of eightene pounds four shil & three pence whereof two thirds belong to the estate of Thomas Walford Jun^r deceased w^{ch} is 12^l.2^s.10^d. the other third being 6^l.1^s.5^d is the propper estate of ye said Jeremy Walford

4 The said Jn^o & Jeremy have recd of Thomas Walford Jun^r deceased his estate one old stuffe suit & a small box vallued at 25^s.

5 The said Jn^o & Jeremy have recd one third part of twenty acres of land and one acre of Mash being on the great Island being that part of the estate of Thomas Walford deceased w^{ch} was given him by his father Jeremy Walford deceased

6 The said Jn^o & Jeremy have paid to Cap^t W^m Vaughan five pounds nine shils for a debt w^{ch} was due to the said Cap^t Vaughan from Thomas Walford deceased and for the funerall charges.

his marke

John X Amazeen

his

Jeremy X Walford

marke

Upon full Hearing & Debate of y^e Cause depending between y^e Daughters of Thomas Walford Sen^r dec^ds, and his Grandson Jeremy Walford; And upon considerac^on had of y^e Last wil & testam^t of y^e sd Tho: Walford Sen^r y^e Grandfather; & especially of y^e p^t wherein he bequeaths a certain house & land, whereof he was seised in fee, to his Grandson Tho: Walford (since deceas'd) in general words only, without words of inheritance, or any intent appearing to give him more then a freehold (or estate for life :) It was agreed by y^e Council, That y^e reversion of y^e sd particular estate rev^{ts} to y^e Right heirs of y^e Devisor (or donor,) which falls out to be y^e said Daughters of y^e sd Grandfather Tho: Walford: And They do Give Judgment for them to enter, & have possession of y^e land & p^rmisses in Question: And that y^e s^d Estate be equally divided among y^e sd Daughters, viz: Jane Goss, Hanna Jones, Mary Brooking & Elizabeth Savage. And do likewise Order, five pound to be paid (for costs in mony, or y^e value) by y^e sd Daughters to y^e Treas^r of y^e Province, for defraying y^e charge of y^e several Hearings of y^e Cause.

[Council Records, Sept. 6, 1681, in State Papers, vol. 19, p. 680.]

ARTHUR CLAPHAM 1678

[Inventory of the estate of Arthur Clapham, who died in May, 1676; amount, £23.3.6; signed by John Clark and Andrew Deamont; presented in court June 25, 1678, by John Hunking.]

THOMAS DUSTON 1678

The Deposition of Luce Wills & Sarah Lidden y^e foremenc'ond Wills aged aboute forty Six yeares or thereabouts & y^e s^d Litten thirty eight yeares or thereabouts Testifieth & saith

The Depon^{ts} being Sworne saith that y^e Relict of Thomas Duston by name Elizabeth being in Company wth y^e depon^{ts} said that after the said Thomas Dustons house was burned that her husband & she were forced to take up Twenty pownds for theire Necessitie in beding & goods of m^r John Cutt sen^r of piscattaq for w^{ch} they mortgaged theire house & Land Now in y^e possession of John Amerideth, & farther added that after y^e decease of her husband Thomas Durston she was Inforced to comply wth m^r Cutts afores^d to pay to Nathaniel ffryer ten pounds w^{ch} her husband was Indebted to said ffryer before deceased, & then she also declaired y^t being by Necessity constreined for herselfe & children, did make sale of y^e afore menc'oned house & Land unto y^e s^d m^r Cutt w^{ch} was mortgaged to s^d Cutt as abovesaid, & also said y^t her second husband by Name Button at his decease bequeathed to her selfe one hundred acres of Land, whereof Thirty acres she gave to her son Thomas Durston for quietness sake that he might not trouble the s^d Amerideth afterward aboute y^e house & Land above menconed w^{ch} she said that y^e said Cutt honestly paid her for & that concerning y^e abovesaid Land she Knew how things were better than any body, & therefore gave him the abovsaid Thirty acres of Land & farther saith not

Dat^d June y^e 25th June 1678 In portsm^o

[Deeds, vol. 3, p. 137.]

ANTIPAS MAVERICK 1678

EXETER

[Administration on the estate of Antipas Maverick of Exeter granted to Edward Gilman and his wife, Abigail Gilman, daughter of the deceased, July 15, 1678.]

[Norfolk County, Mass., Deeds, vol. 4, p. 62.]

ISRAEL PHILLIPS 1678

[Administration on the estate of Israel Phillips granted to his widow, Elizabeth Phillips, Sept. 24, 1678.]

[Court Records, Sept. 24, 1678, in Deeds, vol. 5, p. 242.]

[Inventory of the estate; amount, £156.15.6; signed by Samuel Keais and Obadiah Morse; attested by the administratrix June 24, 1679.]

JOACHIM HARVEY 1678

[Administration on the estate of Joachim Harvey was granted to Mrs. Elea Harvey and Benjamin Dole, in behalf of his wife, Elizabeth Dole, daughter of the deceased, Sept. 24, 1678.]

[Court Records, Sept. 24, 1678, in Deeds, vol. 5, p. 242.]

[Inventory, Sept. 26, 1678; amount, £529.12.0; signed by Elias Stileman.]

ffor a Settlem^t & Division of the Estate of Joachim Harvey between Elear his relict widow & Elizabeth Dole his only Daughter & heir the Court doth order that the sd widow & Adminestratrix pay to her sd Daughter one Hundred pounds out of the Moveable estate Indifferently as the Judgm^t of Cap^t Stileman & M^r ffryer & that ye sd widow then possess the remaynder paying the Debts & Maintayning the house & warehouse in repayr during Her Life & then that the sd Houses & Land revert to sd Elizabeth & her heirs for ever.

Elias Stileman Cleric

JOSEPH ATKINSON 1678

[Administration on the estate of Joseph Atkinson was granted to Philip Lewis and Lieut. Neal Sept. 24, 1678, administration not having been before granted "whereby y^e estate is Like to be Imbezled & his children & Creditors wronged," and the administrators were ordered to secure the estate for the benefit of the children and creditors.]

[Court Records, Sept. 24, 1678, in Deeds, vol. 5, p. 242.]

HENRY MANSFIELD 1678

[Administration on the estate of Henry Mansfield granted to his father-in-law, James Leach, Oct. 9, 1678.]

[Court Records, Oct. 9, 1678, in Deeds, vol. 5, p. 242.]

JAMES LIBBY 1678

[Administration on the estate of James Libby granted to his brother, Anthony Libby, Nov. 14, 1678.]

[Court Records, Nov. 14, 1678, in Deeds, vol. 5, p. 242.]

THOMAS BEARD 1678 DOVER

In the name of God amen, the Sixteene day of Decemb^r in y^e Yeare of o^r Lord God one Thousand Six hundred Seaventy Eaight I Thomas Beard of the towne ship of Dover in y^e County of Dov^r & Postmouth being sick & weake of body * * *

It my will is that all my debts w^{ch} I doe in Conscience & equitie Justly owe Unto any p^{er}son or p^{er}sons be honestly & truely paid & satisfied out of two thirds of my whole estate Excepting the hundred acars of Land w^{ch} was granted me by the towne Scituate & Lying Neare Cochecha shall be wholly to my Executor towards the payment of the debt & affter my debts being paid & my ffunurall Charges being defraid my will is—

It that for Naturall Love & affection w^{ch} I doe owe & beare to Marie Beard my wife that shee shall enjoy the third p^t of all my Lands excepting the hundred acars at or neare Cochecha (before excepted) for & Dureng her naturall life & the third p^t of all my moveable estate to be to her disposing after my decease & all such monies as I shall be possed of at my decease: & such debts as is dew from Major Walden for service done on publick occasions wch is not upon my book

It I give to my daughter Marie Beard Thirteene pounds to be paid wthin two Years affter my decease

It I give to my daughter Martha Brimhor ffourty shillings to be paid wthin two years affter my decease

It I give to my daughter Elizabeth Watson Ten' pounds to be paid wthin two years affter my decease

It I give to my Son' Thomas Beard the three Acar Lott Scituate & Lying neare Deacon John Dams house on Dover neck & the halfe of the ten' acars w^{ch} I bought of the towne Lying & being neare Littell Johns Creeke & the ffeather bed wth blanckets sheets bolster & pilloes & Rugg there unto belonging w^{ch} is in the parlor & my Little muskuet & my Cloake & my best sute of aparell & ffive pounds to be paid wthin two yeares affter my decease (& a mare colt, which he is to have when he doth attaine to the age of one & twentie yeares)

It for the Confidence w^{ch} I have & doe put in my Son' Joseph Beard to see this my will to be Justly & truely p^f ormed & for his better Liveing I doe make him my Lawfull heire & Executor of all my Lands goods & Chattles moveable & Unmoveable not formerly given wth all debts owing & dew to me either by bils bonds or specitalties or books of accoumpt from any p^s on or p^s ons whatsoever) And also doe by this my Last will Ratifie & Conferme Unto him all & every act & thing mencioned & expressed in one paire of writings Indented made & Don by & betweene me & my said son beareing Date the Twentie day of Septemb^r in y^e yeare of o^r Lord God one thousand Six hundred Seaventy & Eight In

wittness whereof I have set my hand & seale the day and yeare
abovesaid

Seald Signd
& Deliv^d in p^resence

signe of

Thomas X [seal] Beard

Job Clements

John Evens

[Proved March 25, 1679.]

[Inventory, Dec. 24, 1678; amount, £222.3.0; signed by Job Clements and John Tuttle; attested by Joseph Beard June 24, 1679.]

WILLIAM COTTON

1678

[Inventory of the estate of William Cotton, Dec. 19, 1678; amount, £998.5.6½; signed by Anthony Nutter and Philip Seavey.]

[Administration on the estate of William Cotton granted to Elizabeth Cotton, John Cotton, and William Cotton Dec. 31, 1678.]

[Court Records, Dec. 31, 1678, in Deeds, vol. 5, p. 242.]

[Administration on the estate of William Cotton granted to his widow, Elizabeth Cotton, and John Cotton, June 24, 1679, his son, William Cotton, declining to act.

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 30.]

Leiu^t Antho: Nutter is appoynted gardian to Thomas Cotton

Leiu^t Neall Guardian for Joseph

M^r John Hunkins for Benjamin

} Cotton.

Sayd Guardians taking Care to dispose the s^d Children to good services.

for a Settlem^t of the estate of W^m Cotton this Court doth order that the widow have the Money & plate of the vallue of two Hundred pounds and so much of y^e Household goods as are necessary at the Judgm^t of M^r Martin, for her Comfortable Subsistance with

liberty to use such part of the House as She pleaseth the remayn-
der of sd Money if any at her death to be proportioned amongst
the surviving children

that John Have a Double portion of the whole remayneng estate
in Such Lands or goods as he shall chose except the Homestead.

that w^m have the House & Homestead & Marsh at Litle Har-
bour amounting to Somthing more then two Hundred pounds
paying thereout to his brother Joseph one Hundred pounds with
two per Cent untill it be paid.

The other three Children Thomas Benjamin & Sarah to have
one Hundred pounds in Lands goods & Chattells equally as it will
arise out of the remaynder M^r Richard Martin & Cp^t Thomas
Daniell are entreated & Impoured to see this division performed.

there is further provided & reserved for John one Acre out of
the Homestead convenient for building paying w^m y^e Inventory
price

if the estate fall short to pay the severall proportions mentioned
the eldest is ordered to Compleat it, not exceeding five pounds a
peice

Elias Stileman Cleric

ABISHA TAPRILL

1678/9

The testimony of W^m Bickham & Rich: paine conserning y^e
estate of Abisha Taprill

These depon^{ts} testife & say that they both being at y^e house of
aforesaide Abisha & seing her very Ill of body & unlikely long to
Live did propose to her to make her will, The said Abisha Ans-
wered that she had no will to make, for the house & household
stuff was her ffathers & the goods he was obleiged, for the debts,
therefore he must take them into his Custodie to make money & if
anything remained as overpluss it was his ₧ ₧ Stock, & as for y^e
goods coming aboute from Boston ₧ ffox she desired her father to
receive & to pay M^r Tappin what she owed for them, as for her
children she desired her ffather that as shee had ev^r been a true

& faithfull servant to him so he would not suffer them to want or sustaine pennury, this she spake y^e 6th day of January at night being in perfect mind & memory in y^e yeare of o^r Lord 1678

Gr^t Island y^e 23th of January 1678 m^r W^m Bickham & m^r Richard paine made oath to y^e above written before me

Elias Stileman Com^{'is}

[Deeds, vol. 3, p. 147.]

ROBERT JORDAN

1678/9

NEWCASTLE

In the name of god Amen, I Robert Jordan Senior Gentlemⁿ formerly of Spurwinke, & now resident on the Great Island in the Townshipe of Portsmouth, In New England, being weake of body

* * *

Item I do hereby ratify allow, & Confirme two deeds or writings which formerly I made & gave under my hand & Seale, one to my Eldest sonn John Jordan, & another to my second sonn Robert Jordan, according to the Contents y^rin exprest

Item I give & grant to my wife Saraih Jordan now Liveing, the ould Plantation at Spurwinke, Contayneing one thousand Acres bee It more or less, begining w^r the Grant belonging to my sonn John Jordan doth end, & ending where the Lott bequeathed by this my will to my 3^d sonn Dominicus Jordan doth begine, & soe along the high way untill you come to the greate pond, for & dureing the Tearme of her naturall life The reversion & Inheritance y^r of, to bee & remaine unto my youngest sonn Jeremiah Jordan, his heyres & successors for ever; as his part & portion /

Item I give & bequeath unto my sayd wife Saraih Jordan, one other farme Called Nonsuch, Contayneing two thousand Acres bee It more or less, for & dureing her naturall life, & for y^e more strict obleighing my childrens duty to her, my will is that shee wholly & absolutely dispose the succession thereof, to either or any of my sonns they, or their or any of their heyres or Issew Lawfully by them or any of them begotten for ever /

Item I give & bequeath unto my sonn Dominicus Jordan one

thousand Acres of Land, at Spurwinke to begine where the above sd ould Plantation Endeth, as hee shall make Choyce of, to bee layd out by the overseers hereafter Nominated /

Item I Give & bequeath unto my sonn Jedediah Jordan, one thousand Acres of my Land at Spurwinke aforesayd, to bee chosen by him out of my Land not disposed before, to bee to the use of him & his heyres for ever /

Item I give & bequeath unto my sonn Samuell Jordan by Reason of his posterity, Choyse of Eleaven hundred Acres of Land of my sayd Land at Spurwinke, to bee to the use of him. & his heyres for ever, & whatsoever part or Prcell of Land remains not bequeathed nor given of my sayd Lands, at Spurwinke by any or all of the above rescited & expressed articles, I do hereby give, & bequeath the same, being upland, unto my sonns above named, to bee devided & æqually allotted amongst them /

Item My will is that my Meddow bordering along by the River Spurwinke bee æqually devided to each portion of the above given Land nearest & most Conveniently Adjoyneing, to each Prcell or portion as is above disposed /

Item I give & bequeath unto my foure youngest sonns, Namly Dominicus Jedediah Samuell & Jeremiah Jordan to each of them one feather bedd, & bouldsters /

Item I make & ordayne my sayd wife Saraih, & my two sonns, John & Robert Jordan, to bee my Joynt executors

Item I make & hereby ordayne Major Nicho: Shapleigh of Kittery Mr Nath^l ffryer, & Mr William Bickham Merchants to bee overseers & to end all differences in any matters ariseing, by means of my not fully expressing my selfe in this my last will & testament between My Legatees, & the executors hereof, & to settle all things according to their best Judgments, & nearest Intent of this my will, that noe further or future differences may arise /

Lastly, My will & Intent is, that each & ever of my afore mentioned sonns, there heyres & Successors, shall have & Injoy, all & Singular the aforesayd specifyd Grants, Gyfts, & Legacys,

& If any or either of them want Naturall Issew, that then that Legacy shall redown & bee æqually devided amongst the rest /

[Acknowledged at Great Island Jan. 28, 1678/9; exhibited in court and allowed July 1, 1679.]

[York County, Me.. Deeds, vol. 3, p. 44.]

MARTHA WEST

1678/9

NEWCASTLE

[Inventory of the estate of Martha West, Great Island, Jan. 29, 1678/9; amount, £762.19.0; signed by Henry Roby, Francis Tucker, and William Roby.

“Gran^t Administr^a to y^e esta of Ed West & Martha his wife deceased to George Walton in behalfe of y^e children of y^e s^d West.”]

SAMUEL WILLEY

1679

[Order, May 21, 1679, to Deacon John Hall, clerk of the writs, to return an inventory of the estate of Samuel Willey; signed by Richard Waldron and Elias Stileman, commissioners.

Endorsed, “I John Hall having been ordered by Authority as may apeare by y^e order within writen to goe to oyster River to look after y^e estate of Samuel willy who dyed Itestate and in obedience to y^e aforesd order I went to y^e house of the father of y^e sd Deceaed samuel wily in order to y^e service specifye in y^e within writen order and received answer from Thomas wily y^e father of the Deceaced person afoere named in whos hand y^e estate of y^e deceacd persen aforesd was left remaining when sd Deceaced person dyed as apeared by information of Neighbors and what I hard from them and having Told him my business his answer was y^t he would Administer and pay y^e debts

John Hall Clerk of y^e writs for dover”]

[Inventory, May 23, 1679; amount, £54.2.0; signed by Benjamin Matthews and Thomas Edgerly.]

[Administration on the estate of Samuel Willey granted to his father, Thomas Willey, June 24, 1679, who presented an inventory and his bond. Deacon John Hall was allowed five shillings for caring for the estate until administration was granted.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 29.]

[Bond of Thomas Willey and William Willey of Dover to satisfy the creditors of Samuel Willey; amount, £100; dated June 30, 1679; witnesses, Peter Duncan and John Barsham.]

RICHARD STILEMAN 1679

[Inventory of the estate of Richard Stileman, June 23, 1679; amount, £672.3.0; signed by Nathaniel Fryer, Francis Tucker, and George Jaffrey.]

[Administration on the estate of Richard Stileman granted to his widow, Mary Stileman, in behalf of herself and four children, June 24, 1679.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 30.]

— BISHOP 1679

[Guardianship of Job Bishop of Ipswich, Mass., was granted to Major Robert Pike June 24, 1679, he being chosen by the ward.]

[Court Records, June 24, 1679, in Deeds, vol. 5, p. 31.]

BRIDGET CLIFFORD 1679 HAMPTON

The last will & Testament of Bridgett Clifford Relict to Jn^o Huggins sen: of Hampton deceased, being made & signed September^{br} y^e 1 : 1679

In y^e name of god Amen : I Bridget Cleford y^e Relict of Jn^o Huggins sen: of Hampton deceased, being by y^e providence of god & last will of my sd Husband left Executrix to y^e sd will ;

being at p^rsent sound in body & minde but knowing I must shortly depart hence & not knowing how soone; doe herby comend my Soule to god y^t made & redeemed it, my body to y^e earth to bee decently buried in hope of a blessed resurreccon as also my debts (if any appeare) being pay'd: I doe in faithfullness to my former husbands will give & bequeath unto my sone nathan-iell all y^t Tenem^t or messuage wheron wee some times lived neare y^e landing place in Hampton To have & to hold to him & his heires for ever viz: all y^t land upland & meadow, Arable or pasture ground, together wth one share of cow com'onage & one share of y^e Oxe com'ons, together wth all y^e priviledges y^t doe or may belong hereunto; all wayes p^rvided y^t with in three years after my decease the sd Nath^l shall pay or cause to be pay'd in Hampton to my sone Jn^o Huggins thirty pound in corne & cattle att y^e currant prices they shall usually then goe for between man & man in Hampton, & also y^e sd Nath^l: after my decease is requiered to pay five pound in specye as abovsd to my daughter Bridgitt at y^e time of her mariage; as also to pay or cause to bee payd to my grand-child mary mattoone three pound at her mariage or when shee shalbe of ye age of twenty one years w^c shall first happen after my death. I also requier my sd sone to pay to my use, duering y^e terme of my naturall life three pound yearly if I see cause in any yeare to demand it wthin y^e yeare for my necessary releife; & my will is y^t all my moveables that I shall leave at death be equally divided among my daughters then surviveing: And I do hereby appoint my sone nathaniel sole Executo^r to this my last will & Testam^t & do request my good freinds Ensigne Jn^o Samborn, & John Smith Cooper both now of Hampton to be, overseers to my sons true p^rformance, And have accordingly sett to my hand & seale y^e yeare & day above written

Signed & sealed in y^e p^rsence of us

Philemon Dalton

Elizabeth Dalton

Bridgit Clifford

her X mark & Seale

[Recorded Aug. 26, 1680.]

[Norfolk County, Mass., Deeds, vol. 3, p. 28.]

ROBERT PAGE

1679

HAMPTON

In the name and fear of God Amen

I Rober Page of Hampton in the County of Norfolke in New England being aged and weak of Body butt sound of understanding and of a Disposeing mind doe make this my last will as followeth Haveing Comitted my selfe unto the almighty and shortly to lay of this Earthly tabernacle do Comitt my fraile body to the Earth to bee buried in Hampton burieing place in a Cristian and Decentt manner as my Children shall order & Appoynt And for whatt Estate God Hath bestowed upon mee in this world my will is thatt all my Just Debts bee first satiesfied and payd and my Estate to bee Disposed of as followeth

1st I Give unto ffrancis page my Eldest son all my pastuer & upland which I bought of Leiu^t will Howard Containing Sixty Acres more or less besides a Certaine tracte which I Reserve for my Grand Child Robertt page the which is bounded with the land of Abr Drake and natt Boulter to a payer of barres Goeing into the Comons and from thence aboutt ten Rod in bredth to a bridg Goeing over the Swamp next Ed Colcords medow with two Acres Adjoining to boulders which parte of land so bounded I Doe Reserve to Robertt page and all the Rest I Doe Give and Conferme to my son ffrancis page being aboutt sixty Rod more or lesse

2ly I Doe Give unto my sone ffrancis page one share of the Cowes Comon According to the vallue thereof

3ly I Doe Give unto m^r Seaborn Cotton our Reverend pastor the some of five pound to be payd to him in Good merchantable pay as itt Comanly Goeth att Strabrey Bank within Halfe a year after my Decease if he Continow an officer in this Church till then

4ly I Doe Give unto my Daughter mary fogs two yongest Children the some of ten pound vizz to James fog five pound and to Hannah ffog five pound to bee payd to them by my son ffrancis page when they shall Attaine to the Age of Sixteen years

5ly I Doe Give unto my Daughter Margritt Samborn and to Her Seaven Children the some of fortie pounds to Bee payd by

my son Thomas page viz to my Daughter margritt five pound to Josuph moulton five pound to Benjmin moulton five pound to Hannah moulton five pound to bee payd within a year after my Decease and to the Rest viz to Sarah moulton now Sarah Haines the some of five pound to Ruth moulton now Ruth Samborn the sume of five pound to william moulton five pound, and to Jonathan Samborn five pound which is also to bee paid by my son Thomas page the fist year after my Decease & to william moulton my best weaning Calfe of this year

6ly. I Doe Give unto the Children of my Daughter Rebecah and of my son in law william marston the some of fortie pound whereof ten pound is already payd the Rest to bee payd as followeth, five pound to Rebecah now the wife of John Smith and five pound to Hannah now the wife of Samuell foge, and five pound to Samuell Marston to bee payd by my Son Thomas page within two years after my Decease

Itt I Doe Give to my Grand Daughter Lucie marston the some of ten pound to bee payd to Her by my son ffrancis page within six years after my Decease: and five pounds to Meriah Marston the same year to bee paid by my son Thomas

7ly. I Doe Give and bequeth unto my Daughter Hannah the wife of Henry Dow and to Her three Children the some of fortie pound viz to my Daughter Hannah the some of twentie five pound to bee payd to Her by my son Thomas page within three years after my Decease

Item I Doe Give unto Joseph Dow my Daughter Hannahs Eldest son the some of five pound

Itt to Symon Dow Her third son the some of five pound

Itt to Jabez Dow fourth son the some of five pound to bee paid to them by my son Thomas page the fourth year after my Decease

8ly: I Doe Give unto Samuell Dow my Daughter Hannahs second son my planting lott in the north plaine Containing thirteen Acres according as it is Granted and layd outt

9ly I Doe Give unto my Daughter mary ffog: the Houses

which I have built upon my House lott whear she now Dwelleth Sixty Rod of Ground Adjacentt as itt is now layd outt mor or lesse Duering the terme of her naturall life

Itt I Doe Give unto my Daughter mary fog five Acres of planting land more or less Adjoy[n]ing to the land of m^r Sam^l Dalton towards the north west & the land of william Marston towards the south East, & two Swine & 3 of y^e biggest shots & that wch is up a fatting

Itt I Doe Give unto my Daughter mary fog three Acres and halfe of pastur land which I Bought of Nathaniel Bachelder Adjoyning to william fullers Swamp : and one share of the ox Comon, and thatt Iland of Salt marsh by the landing place all Dureing Her naturall life and then to bee and Remaine to Her Eldest son Seath ffog after his mother Decease and my Daughters boyes to Helpe to Carrie the Dung outt this year & to have 12 load to lay on y^t 5 acres bought of John Smith

io ly : I Doe Give and Bequeath unto my Grand Child Robertt moulton one share of the Cowes Comon and three Acres and Halfe more or less of Salt marsh which I bought of James philbrick which is bounded with marsh of William Samborn on the one side and the marsh of Robertt Smith on the other side

Itt I Doe Give unto the sd Robertt moulton my Iland of fresh medow that lieth above my planting land or pa[s]tuer by taylors River being by Estimation one Acre more or less as itt is with free Egres and Regres through my land to the same, and in Case the sd Robertt moulton Die without Issue then the sd lands and Commonage to bee and Remaine to his Brother Benjamin moulton

11 Itt i Doe Give unto my Son ffrancis page the one Halfe of all my fresh medow which I Bought of Leiu^t Howard the whole being by Estimation Sixteen Acres Adjoy[n]ing to my Greatt lott, the which Sixteen Acres is to be Equally Devided betwixt my two sons my son ffrancis to Devide and my son Thomas to Choose after Devision the Stock yard to bee for both their use and thatt both of them their Heires and Assignes shall have free

Egres and Regres to the sd stok yard and to their land According to their Devision from time to time for Ever

12ly: I Doe Give and Bequeth unto my Grand Child Robertt page my Son Thomas Eldest sone thatt tractt of land Reserved from my son frances his land Adjoin[n]g to the land of Abra Drake and nath boulder and so to the Barrs thatt Goeth into the Comons towards John Garlands land with the two Acres Adjoin-[in]g to Boulters fence and ten Rod more in bredth to the Bridg thatt Goeth over the Swamp by Ed Colcords medow

Itt I Doe Give unto my Grand son Robertt page Eightt Acres of fresh medow by my son francies his medow the which he is to Enter upon and posesse att the Age of twenti fower years and his father to posesse and Injoy the same in the mean time

13 I Doe Give and Bequeth unto my two Grand Children Robertt page and Samuell page twentie Acres of upland att the Saw mill the which is to bee Equally Devided betwixt them, and they are to Enter upon itt att their fathers Decease and their fathers to Have the use of itt Duering the terme of their lives

14ly: I Doe Give unto my Grand Child John page one Hundred Acres of land Granted to mee in the west partt of Hampton bound, Called the new plantation

15 I Doe Give unto my two sones ffrancis page & Thomas page my Quarter partt of the old Saw mill built upon taylors River, with all the priveledge and appertinances thereunto belonging: and my son ffrancis page is to pay unto my Grand Child mary page the some of five pound: and to m' Samuell Dalton the some of twentie shillings as a Gratuity for his paines which is to bee payd by my sone francis page

16ly: I Doe Give unto my Grand Child Lucie page the Daughter of my son ffrancis page the some of ten pound to bee payd by my son Thomas page within seaven years after my Decease

17 I Doe Give unto my Grand son Benjamin Moulton After my Decease one young Bull of two year old and upwards

18 I Doe Give unto my Daughter mary fog one fether bed with all the beden bedstead and furnituer thereunto belonging and also

my Greatt Brass Kittle and my Daughter mary fog is to Have all the Crop of y^t Ground Given to her both English and Indian Exept Halfe the oats, and to Have barne Rome for Corne and Hay Duering her life if she Remaine a widow and for such Cattle as are Robertt moultons and my Daughter fogs Childrens they are to Have a meett ~~p~~portion of the Hay thatt is made for the year following untill winter be over and my Daughter fog to Have Comonag to keep two Cows Duering the terme of her life and my Cloaths I Give to Her Children and one steer of a yer & vantag

19: I Doe Give unto my Grandson Robertt moulton one fether bed with the bolster Coverlett and Appertinances thereunto belonging and my Sarg Coatt

20 I Doe Give unto my Grand Daughter mary page my son Thomas Daughter five pound as is mentioned in y^e 15 Article and to my Daughter fog thatt bed which her Children lies upon

21: I Doe Give to my Gran son Robertt page that Chest which I brought outt of old England and my Copper Kittle

22: finally I Give and Bequeath unto my son Thomas page my Dwelling House barnes Stables and all other buildings being and standing upon my land not otherwayes Disposed of with all my land marsh and medow Comonage and all Rights priveledges and Appertinances to mee belonging in the towne of Hampton with all my tooles and Implements of Husbandry my stock of Cattle and all moveables both within Dores and withoutt that are nott other wayes Disposed of by this my last will

And I Doe make Constitue and Appointt my Son Thomas page to bee my sole Exectuer to this my last will and testementt and my son in law Henry Dow to bee my overseer to see thatt the same bee performed in Evry part thereof as itt is Declared and if my Execters faile in the ~~p~~formance of any parte thereof itt shall bee in the power of my over seers to pay any part or Legacy outt of the stock or other Estate and I Doe by these p'sents Nullifie and make voyd all former wills made by mee and for the Confermation of this my last will and testament I have Hereunto sett my

Hand and Seale the Ninth Day of September in the year of our Lord one thousand Six hundred and Seaventy nine Enterlined in the fifteenth Article and one line Rased in the 17th and one in the twentieth before the Sealing Herof

Deacon page Signed Sealed and
Declared this to bee His last will in
the p'sents of us

his
Rober X [seal]
pag mark & Seale

Samuell Dalton

John Smborne

Jonathan Wedgwood

[Proved Nov. 11, 1679.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 26.]

[Inventory of the estate of Deacon Robert Page, taken by Thomas Marston, Nathaniel Weare, and Samuel Dalton Oct. 10, 1679; amount, £579.4.0.]

[Essex County, Mass., Probate Files, and Norfolk County, Mass., Deeds, vol. 3, p. 28.]

RICHARD TUCKER 1679

[Administration on the estate of Richard Tucker granted to Mrs. Margaret Tucker Sept. 30, 1679.]

[Inventory, Sept. 19, 1679; amount, £28.2.3; signed by Nathaniel Drake and William Seavey; attested by the widow Sept. 30, 1679.]

REBECCA BINMORE 1680

[Inventory of the estate of Rebecca Binmore, widow, April 2, 1680: amount, £33.2.0. A female child is mentioned, whom Silvanus Roake takes as an apprentice until she is eighteen years of age or married.]

[Administration granted to William Willey June 1, 1680, who presented an inventory of £33.2.0, out of which he was ordered to pay £13.4.0 to Henry Nock at the age of twenty-one, and the balance of the estate, after payment of debts, to Henry Nock, Temperance Binmore, and Hester Binmore in equal parts when they are of age.]

[Court Records, June 1, 1680, in Deeds, vol. 5, p. 34.]

JOSEPH AUSTIN 1680

[Administration on the estate of Joseph Austin granted to Lieut. Peter Coffin June 1, 1680, who gave a bond in the sum of £40.]

MOSES SLEEPER 1680

[Administration on the estate of Moses Sleeper granted to his father, Thomas Sleeper, Sept. 7, 1680.]

[Court Records, Sept. 7, 1680, in Deeds, vol. 5, p. 39.]

JAMES HOBBS 1680

[Administration on the estate of James Hobbs granted to William Fifield and Sarah Hobbs Sept. 7, 1680.]

[Court Records, Sept. 7, 1680, in Deeds, vol. 5, p. 40.]

JOHN BOONE 1680

[Administration on the estate of John Boone granted to Peter Twisden of the Isles of Shoals Oct. 12, 1680.]

[Council Records, Oct. 12, 1680, in State Papers, vol. 19, p. 672.]

GODFREY DEARBORN 1680

HAMPTON

I Godfrey Dearbarne of Hampton in the Countie of New
Hampshier in New England Being aged and Inferme of Body

* * *

I Give and Bequeath Unto Dorothy Dearbarn my loveing wife
for the terme of her life my Dwelling House & Barne & orchyard
and the Use and Improvementt of all my land both Areable land
pastuer & marsh land for her Comfortable subsistenc Duering the
terme of Her life, and the use and Improvementt of all my move-
ables within Dore and withoutt Duering the terme of her life

Itt I Doe Give and bequeath Unto my Grand Child Ann Shat-
redg that now liveth with mee one two year old Heffer which she
is to Receive att the End of Her time y^t she is to live with mee

Itt I Doe Give Unto my sone Thomas Dearbarne my Dark
Browne horse which I Use to Rid on

Itt I Doe Give Unto my son Thomas and Henry Dearbarn all
the Rest of my Cattle thatt shall Remaine att the Decease of the
longest liver of mee or my wife Exeptiong Sheep and swine which
are other wayes Disposed of

Itt my will and pleasure is thatt all the Sheepe and swine that
shall Remaine att my wives Decease shall bee Equally Divided
betwixt all my Grand Children y^t shall bee then living: and the
Division to be made by my Executors & over seers

Itt I Doe Give and Bequeath Unto my Son John Dearbarn my
House barne and house lott and all my land both Areable land
pastuers medows & marshes and all Towne Rights and priveledges
thereunto belonging and all my tooles and Carts & other Imple-
ments of Husbandry: and I Doe appointt my son John Dearbarne
to bee my Exectuer to this my will and the Estate the which he is
to Enter Upon and possesse att my wives Decease and to bee and
Remaine to him and his Heires for Ever

Itt I Doe ordaine and Appointt my two Eldest sons Thomas
Dearbarne & henry Dearbarne to bee my over seers to this my
last will and testamentt whom I appointt to see to the managmentt

of my Estate thatt my wife may have a Comfortable living outt of itt Duering the terme of her life

And for whatt Houshold stuff I shall leave thatt my wife shall have the use and Improvement thereof Duering the terme of her life, and then to bee Equally Devided Between my three Daughters only leaving itt to my wives liberty to Dispose of whatt was her owne before I married Her viz one fether Bed & boulster & Rug & Coverlett and her Greatt Bible & her Red flannell petticoate to y^e wife of John morse

And this my last will and testamentt I Conferme with my Hand & Seale Affixed therto this fourteenth Day of December in the year of our lord one thousand Six hundred & Eighty

Signed Sealed & Declared	His
to bee y ^e last will of Godfrey	Godfrey Dearbarn X [seale]
Dearbarn in p'sents of	Mark & Seale
Samuell Dalton sen ^r	
Mehetable Dalton	

This was sworn to y^e 26 of agust : 86 by mehetable Dalton alic [alias] Simins befor mee

Henry green Justis Peace

Province of New Hampshire June 7th 1711

Philemon Dalton Psonally appearing before the Honourable Richard Waldron Esq^r Judge of probate of Wills and Granting Letters of Administration within the said province made oath that he was present when his Mother Mehitabell appeared before Justice Green, and made oath as a Wittness to this Will as is incerted in the Margin thereof. /

Rich^d Waldron

And further by the Compareing of Several hand writeings of m^r Samuel Dalton a wittness to this will I am Satisfied that the Said Will is Legally Signed & Sealed And therefor it is proved Approved and Allowed off

Rich^d Waldron

[Inventory, Feb. 13, 1685/6; amount, £138.12.0; signed by Henry Dow and John Smith.]

[Probate Records, vol. 3, p. 255.]

To his Excellency y^e Governour & Councell sitting at portsmouth may 10th 1711 the petition of John Dearborn of Hampton in said province humbly sheweth—

that your pitioners father Godfree Dearborn of Hampton Deceased about 26 years since, the witnesses to his Will & testament the one of them Dyed before y^e testater by Reason of which the Will above said Will not be accounted well proved before the Judge of probats, your pitisioner humbly prays your Excellency & Councill Would Receive the testimoneys to prove, the deceased Witnesses hand, which is Generell known he being for many years a Justice of peace, & Clerke of y^e town and so to order that y^e said testament may be Executed, by the Executor otherwise there will be a foundation for Controversy here after

Which your pitisioner humbly prays

John Dearborn

philemon Dalton was p^rsent when his Mother Mehitabell appeared before m^r Justice Green made oath as a Wittness to this will as incerted in the Margin

And further by the Compareing of Several hand writeings of m^r Sam^l Dalton a wittness to this will, the Judge of the Probates is Satisfied that the Said will is Legall signed & sealed and therefore Allows and Approves

[Probate Records, vol. 3, pp. 253, 254.]

JOHN CUTT

1680/1

PORTSMOUTH

. last will & testament of Jn^o Cutt Sen^r of
sm^o in Piscataq river in the Province of New mpshire
in N: E made this 6th of May 1680

. ing in perfect memory but Crazy and Infirm in
. weaknesses by reason of age & otherwise do ordain

. this to be my last will & Testament hereby revoke-
ing all other Wills by me formerly Made—

1^a—I Com'itt my Soul into the hands of God in Christ Jesus trusting that it shall be kept by him untill that day & my body unto a decent burial in my Orchard Where I buried my wife & Children that are deceased & I will that there be a wall of lime & Stone made about my Grave & the rest there already buried wth room Convenient for a burying place for the residue of my family relations

2^o—I Give unto my beloved Son John Cutt my house & land where I now live wth the orchard Gardens wharfeing windmill Warehouses & other houseing (except what is hereafter Excepted w^{ch} I Give unto my daughter Hannah) wth all the priviledges & appurtenances thereunto belonging together wth my wood ffield lying upon the Creek behind my house & adjoyning to the land of Jn^o Hunkin & all my fresh Marsh at the head of the Creek next to Rich: Cum'ings marsh wth my share of that Land bought of Maj^r Waldron and Cap^t Lake near Greenland as alsoe all the land I bought of m^r Andrew Wiggin being 160 pole by the Water Side more or lesse according to Bill of Sale & three mile back into the woods together wth y^e Marsh or meadow abrest of it & my ten acres of land on the great Iland Excepting out of it what is hereafter Excepted for my daughter Mary & my Warehouse on Starr Iland

3^o—I Give unto my beloved Son Samuel Cutt my house com'-only called the great house wth the Orchard & feild adjoyning (Except what is hereafter given to his Sister Mary) wth all the priviledges thereunto belonging together wth my land near the Pulpit being 70 pole in breadth by the water Side & run'ing up the whole Length into the Woods according to agreem^t between mee & Br^o Rich^d Cutt together wth that halfe of w^m William's Plantation in Oysteriver w^{ch} I bought of him & the farm lying near it w^{ch} I bought of Tho: Doughty wth the fresh & Salt Marsh belonging to it & all my land at Spruce Creek bought of M^r Morgain & his wife & Ephraim Lynn being 160 acres more or lesse & that

part w^{ch} is mine of the house & land y^t was m^r Corbet's lying at Kittery Point & my one acre of land Lying on the great Iland wth my Warehouse upon Smutty nose Iland as also a ~~℥~~cell of land purchased of Richard Abbott lying near M^r Wills's at Nechowonoq.

4°—I give unto my beloved daughter Hannah Cutt my New warehouse wth the wharfing belonging to it the land & wharfe soe farr as the Smith's Shop wth the Smith's Shop & Soe farr as the high way wth halfe an acre of Land out of the windmill feild at the Corner next Br^o Richards Barn Fronting upon the high way between that & between Br^o Richards land & mine for the Soe wide as that the double of the ffront the Said halfe acre & the little feild by beyond W^m Hearl's bounded by the land of land in the long reach to Say fifty pole addition afterward laid to it & the land I had Execution & the land I had in dover of Phillip Crom w^{ch} was Sometime belonging to Joseph Austen to Say eleven acres wth the freehold or Com'onage belonging to it as alsoe my farm at Wells both upland & Meadow wth the houseing & all priviledges belonging thereunto & that hundred acres of land w^{ch} I had of Joseph Beard of Dover lying in or near Cochecho—

5°—I give to my beloved daughter Mary Cutt the little feild being part of that Com'only called the great feild lying next to y^e high way going to the meeting house wth halfe an acre of land butting upon y^e River on the one Side & the Creek that goes up by the great house on the other to take in the point Over & above & Soe up toward the great house wth free passage to it Between the great house & the river & a parcel of land out of y^t ten acres I gave to my Son Jn^o upon the great Iland to Say that where my frame now lies or formerly did lie from the house that was Cap^t Pendleton's to that w^{ch} was Otho Tuckerman's & all below the rock & Soe down to y^e River & the land I bought of Jn^o Alt & the land I bought of W^m Williams lying in the woods at the head of Oysteriver & the 13 acres at boyling rock bought of Jeffery Cur-

rier & further I will that her Brother John shall sum'er two Cowes for her in his pasture at home freely dureing her Natural life & because her proportion of land is Smaller yⁿ what the rest of my Children have I will that She pay nothing towards what I hereafter give to her mother out of her proportion of moveables

6^o—As to y^e remainder of my estate lying in Moneys plate household goods wares of any Sort Stock Shipping debts or any estate whatsoever any wise of right appertaining to mee & not already disposed off I doe dispose of it as ffolloweth Viz^t one third part of the whole to my Eldest Son Jn^o Cutt the other two thirds shall be divided into ffour parts of w^{ch} my Son Sam^l Cutt shall have the one halfe the other halfe to be equally divided Betwixt my two daughters Hanna & Mary Cutt unto each of w^{ch} daughters I give besides their portion a Silver plate Marked T S

7^o Provided alwaies that I give & bequeath unto my beloved wife Ursula Cutt the full Sum'e of five hundred pounds to be taken out of y^t portion w^{ch} I have given to my Son's Jn^o & Sam^l & to my daughter Hanna each of them to pay their proportion of the Said ffive hundred pounds according to y^e Quantity of Goods that fall's to their Share when the whole is Summ'd up & divided to them & they shall pay it in each Species that they receive their portion in whether money Goods Shipping or otherwise according to y^e Value of what they Receive, the Moveables to be Apprizd at price Curr^t Moreover I will that my beloved wife shall have liberty to dwell in my house till my Son John come to age or Marry if She continue a widdow whome I request to have respect to my Children & be a mother to them, if my Son Jn^o Marry while my wife Continues a Widdow She shall have the use of a Couple of rooms in the house such as shall be Judged most convenient by my Execut^{rs} & Overseers together & may be comfortable for her accommodation Or she shall have liberty to build an house upon that peice of land w^{ch} she hath lately taken in as an addition to y^e Orchard & may therein dwel dureing her Widdowhood & when she leaves it my Son John shall have it wth w^t is built upon it Or she shall have liberty to Dwell in the New Warehouse w^{ch} shall

be fitted up for her till my daughter Hanna comes to make use of it Moreover she shall have the use of that land at the Pulpitt w^{ch} I have given to my Son Samuel till he Come to age & may Improve Soe much of of it as she See's meet & build upon it if She pleases & Shall have the benefitt of it dureing her natural life & then both the land & all the Improvem^t & building Shall return unto my Son Samuell Cutt

8^o Furthermore I will that if any of my Children die before they come to age or marry the portion I have given them shall be equally divided between those of them that Survive & if any of my Children die w^{thout} Issue after marriage I will that the houseing & Lands I have given them shall goe to the next heir & wth these proviso's it is to be understood that I give the abovemention'd houses & lands to my Children & their heires for ever, Provided also y^t if it be Judged meet for the Peopling of the place to Sell any part of the great house feild into house lot's & my Overseers & Execut^{rs} approve of it it may be done & y^e money for y^e land so Sold to redound to y^e behoof of the person to whome I have given the land & if it may be done for the good of the whole I advise that by the Consent of my Execut^{rs} & Overseers y^e Shipping or part of them may be sold assoon as may be

9^o For the good of the Town where I dwell I give & bequeath one hundred pounds towards the erecting of a free school provided the town shall Set it up wthin Seven Years after my decease & nto y^e Church in Portsm^o to w^{ch} I belong I give fifteen pounds and thirty pounds to y^e poor of the Town w^{ch} S^d 30^l shall be disposed of at y^e discretion of my Overseers, unto y^e Children of my Br^o Robert Cutt I give what was Oweing to mee from their father to be equally divided among y^m unto my Cozⁿ Jn^o Shipway I give ten pounds & to my Servant Bathiah Furbur fivety Shillings

10^o Finally I make my beloved Son John & my daughter Hanna Execut^{rs} to this my last will & testam^t & I request & appoint my good freinds M^r Joshua Moodey M^r Richard Martin & m^r Reuben Hull of Portsm^o & Cap^t Tho: Brattle of Boston to be my Overseers & unto y^e Said Moodey I give as a legacy fifty Pounds

& to the other three Overseers thirty pounds a peice whome I doe earnestly desire to be carefull for y^e Concern of my Children & to order matters Soe for y^m as may be to their best behooffe & for the mantaining & promoteing Love between y^m & if there happen any difference among my wife & Children about the Interpretation of the will or about any matter referring to their Concernm^{ts} therein my will is that the party or party's concern'd shall chuse each of y^m a man to Joyn wth the Overseers for the decision of any Such Controversy & what they or the Major part of them shall determine I will shall be the finall Issue of any Such matter.

The managem^t of my burial I leave to y^e prudence of my beloved wife & my Overseers & doe obleidge my Execut^{rs} wth y^e advice of my Overseers to See to y^e paying of the legacies abovemention'd & dischargeing of all my Just debts & funerall Charges out of my estate.

In testimony to all & Singular the premisses I Set to my hand & Seal this sixth day of May in the year of our Lord 1680 by the premises I mean w^t is written on the side above & on the other side

Wee whose names are underwritten
saw m^r Jn^o Cutt Sen^r sett his hand &
Seal to this Instrum^t & heard him
declare it to be his last will & Tes-
tam^t this 6 may 1680

John Cutt— [a seal]

John fletcher
Samuel Keais

Vera Copia of the originall Will on file of y^e quart^r Court of
portsm^o in N— Hampsh': attests—

Elias Stileman Record^r

Portsm^o Jan^{ry} 3^d 1680/81

As an explication wth Some alteration of the Seventh article in my aforementioned last will & Testament in the foregoing folio bearing date the 6th of May 1680 I annexe what hereafter follows

to Say that whereas I have in s^d article given five hundred pounds to my beloved wife Ursula Cutt upon Consideration of the great wasting of my Estate by reason of long Sicknesse & other late providences attending mee I doe hereby will that the Sum'e w^{ch} I bequeath unto her my wife afores^d shall be but four hundred pounds payable in manner as is in Said Article Express'd & wthall I give this as my meaning in S^d article that the said Sum'e of four hundred pounds is in lieu of w^t She my Said wife would or might have expected on the Acc^o of writt of Dowry or thirds of my Estate or any other way by vertue of any law in Old England or New & She shall renounce all other her intrest in or claim to any part of my estate or else shall not receive any part or whole of this four hundred Pounds that I have here bequeathed her leaveing her to her choice w^{ch} of the two she will take either the thirds of my house & land dureing her life time or this four hundred pounds & I do hereby will & declare that this schedule here an'exed is & shall bee my last will & testam^t any thing in my will afores^d to y^e Contrary Notwithstanding as Witnesse my hand & seal this third day of Jan^y one thousand six hundred & Eighty

this writeing above was signed
& Sealed by Jn^o Cutt esq^r President of New Hampshire & declared to be his last will & Testament in p^rsense of us this 3^d
Jan^y 1680

John Cutt— [a seal]

Rich^d Waldron
Joshua Moodey

Vera Copia of the originall Explancon & addition as it is on file of y^e quart^r Court of portsm^o in N. Hampsh— attests

Elias Stileman Record^r

[Proved April 9, 1681.]

[Inventory of the estate was presented June 7, 1681.]

[Court Records, June 7, 1681, in Deeds, vol. 5, p. 47.]

[John Cutt, son of President John Cutt, being a minor, desires that his guardian, Reuben Hull, may fit out and send to sea certain vessels belonging to his estate, the overseers approving.]

[Council Records, Sept. 7, 1681, in State Papers, vol. 19, p. 677.]

[Administration de bonis non of the estate of John Cutt of Portsmouth granted to Samuel Penhallow of Portsmouth, merchant, July 24, 1700, who married Mary Cutt, daughter of the deceased, the executors of the will, John Cutt and Hannah Cutt, son and daughter of the deceased, having died.]

[Probate Records, vol. 4, p. 210.]

[Bond of Samuel Penhallow, gentleman, with Thomas Parker, chirurgeon, and Charles Story, gentleman, as sureties, all of Portsmouth, in the sum of £500, July 24, 1700, for the administration de bonis non of the estate of John Cutt of Portsmouth; witnesses, Sarah Hall and Mary Hall.]

HENRY SHERBURNE 1681

[Inventory of the estate of Henry Sherburne, March 26, 1681; amount, £126.12.0; signed by Peter Coffin; attested by Samuel Sherburne and John Sherburne Sept. 8, 1681; goods delivered to Mrs. Sherburne out of the estate, £19.1.6.]

[Order of court, June 7, 1681, appointing John Hunking, John Shipway, and John Pickering a committee to set off to Sarah Sherburne, widow, her third of the real estate of her husband, Henry Sherburne, she stating to the court that she was receiving no means of support either from his estate or that of her former husband, Walter Abbott.]

[Court Records, June 7, 1681, in Deeds, vol. 5, p. 47.]

[Inventory was presented Sept. 7, 1681, and attested by Samuel Sherburne and John Sherburne; amount not stated.]

[Council Records, Sept. 7, 1681, in State Papers, vol. 19, p. 678.]

PHINEAS RIDER

1681

NEWCASTLE

[Inventory of the estate of Phineas Rider, Great Island, April 30, 1681, "According To the desire of his widdow"; amount, £12.16.0; signed by Nathaniel Fryer and Samuel Wentworth.

Administration granted to Alice Rider June 7, 1681, who made oath to the inventory. The court gives her all the estate.]

[Administration on the estate of "old Rider" granted to his widow June 7, 1681.]

[Court Records, June 7, 1681, in Deeds, vol. 5, p. 46.]

AGNES COWELL

1681

PORTSMOUTH

Know all men by presents that I Agnes Cowll of the town of Porthmouth in new Hampshire doe After my deseas make Over and give the theird part of my Estate which was left by my husband Cowll which is fiffity pound as it was prise and I doe give the said fifty pound to my Children at my deseas as I think flitt or to any or all them in my last will and testament as witnes my hand & seal this 30th Aprell 1681

tested by

the mark X of Agnes Cowll [seal]

Thomas Harvev

Nicholas Walden

[Proved Jan. 3, 1681/2.]

ANTHONY ELLINS

1681

[Inventory of the estate of Anthony Ellins, Portsmouth, Aug. 7, 1681; amount, £375.5.11; signed by John Shipway, Anthony Nutter, and Nehemiah Partridge.]

[Administration on the estate of Anthony Ellins granted to his widow, Abigail Ellins, Sept. 8, 1681.]

[Council Records, Sept. 8, 1681, in State Papers, vol. 19, p. 678.]

[Inventory of the estate of Abigail Ellins, widow of Anthony Ellins, "w^{ch} she brought with her when she married said Anthony"; taken Sept. 8, 1681; amount, £39.18 0; signed by John Sherburne and Nehemiah Partridge; attested Sept. 8, 1681.]

JOHN HUNKING

1681

PORTSMOUTH

The last Will & Testament of John Hunkins of Portsm^o in y^e Province of New-Hampshire made this twenty fifth of August 1681

I John Hunkins being under great weaknes of Body, and apprehensions of approaching Death, * * *

1. Unto my Beloved Wife I give all that shee brought with her, fiveteen pounds of hers In Mony I made use of, & I will shalbe returned her in kind. I give her also one hundred pounds out of my Moveables according as they are prized. & I will y^t all my Moveables bee prized as Mony, Further I will y^t my Wife shall have liberty to dwell either in this house or that wherein John Light now lives, so much of either of y^m being allotted to her as shalbe judged convenient for her accom'odation by my Execut^r & Overseers, & shee to have liberty of dwell^g there while shee lives. Provided alwaies y^t my wife accept of what is above-said in lieu of her Thirds of my house & land, & renounce her Interest in any part of my Estate any further than as above expressed.

2. Unto my Beloved son John Hunkin I give y^e House & land where I now dwell wth y^e Barn, outhouseing Orchards & all y^e Priviledges thereunto belongeng. to him also I give y^e Field newly fenced in by y^e High Way next to m^r R. Martyns, being thirty Acres more or lesse, together with my Warehouse & wharfing at strawberry-Bank, as also my Houses, Warehouses & stage on star-Island with all other Appurtenances thereto belonging (my Boats only excepted) & my Best cloak & silver hafted Rapier & my seal-ring wth J H upon it, willing him my son John to pay unto my Daughters out of his own proper Estate fivety pounds apiece in Mony, upon theyr Day of Marriage or when they come

to Age, & if either of them dye before y^e Time limited then her fivety pounds to bee paid unto my surviveing Daughter.

3 Unto my Beloved son Peter Hunkins I give y^e House & land where John Light dwells with all y^e Priviledges thereto belonging, excepting y^e ¶ cell of land between Gate & Gate on y^e N. West side of y^e house (reserving y^e forementioned Liberty to my wife) Also a ¶ cell of Land next W^m Cottons being about twenty Acres more or lesse, unfenced, wth four Acres of Marsh w^{ch} lies at Little Harbour

4 I give to my Beloved son William my eight-Acre Lott near y^e Boyling Rock with sixty sixe Acres at y^e Head of said Lott in y^e Plains.

5 I bequeath to my Beloved son Mark my sixe-score Acres of Land near Salmon-falls being all that ¶ cell of Land w^{ch} I bought of Ralph Hall, as ¶ Deed appeares

6 To my Beloved Daughter Agnes I give all my land upon y^e Great Island wth y^e lettle house upon it lying next to John fiabens's House by y^e Water-side. And a seal Ring marked A H. besides that fivety pound payable by her Bro. John.

7 Unto my Beloved Daughter Elizabeth I give that little house by y^e Well near y^t house where m^r Light lives wth y^t ¶ cell of land lying between Peter Glandfeeld's & y^e Gate of y^t house where m^r Light now lives, & so backward to y^e Gate y^t Opens to y^e High way, As also another ¶ cell of land about seven Acres, fenced, bounded by W^m Cottons Rich: Joce's land & y^e High-way. I give also to my S^d Daughter Eliz: besides y^t fivety pounds payable by her Bro: John, all y^e rest of my Gold Rings, togeth^r wth a p^c of black silk y^t is in y^e House for a Gown, & a p^c of Red silk for a Petticoat.

Further I will y^t my son John shalbe sole Execut^r of this my last Will & Testament Only if my son John dye before hee come home then my son Peter shalbee Execut^r in his Room, & have his portion & be obliged to pay y^e same Legacies as John should have done. And if any of my other children dye before they come to Age or marry y^e portion of y^e deceased shalbe equally divided among y^e

Survivors, excepting y^e fivety pounds ap^c to my Daught^{rs} w^{ch} I will shalbe as above ordered.

I doe also hereby desire & appoint my Honrd ffriends Rich: Martyn & W^m Vaughan Esq^{rs} to bee overseers to this my last Will & Testament, requesting them to see to y^e p^{er}formance thereof according to y^e true intent hereof, as also to y^e Division of all y^e rest of my Estate not above p^{ar}ticularly disposed of whether in shipping or stock or any moveables within doores or without unto each of my children an equall share, after y^t my Legacies Debts & funerall charges are defraied out of my said moveables. And because my Execut^r is from home I desire & impower my Overseers afores^d to look after my Estate & use theyr best discretion for preserving it, & to pay out of it what Debts are needfull to bee speedily paid.

And my Will is y^t y^e Houses & lands given above to my children shaibe to them, theyr Heires & Assignes for ever. In Testimony to all y^e p^{re}mises I set to mine hand & seal this twenty fifth of August 1681 If Peter come to bee Execut^r & have John's Portion, then Peters portion shalbe divided among y^e survivors & to y^s also set my hand & seal I also impower my Overseers aboves^d to Receive Debts as well as pay Debts till my Executor comes Home—

Witnes

John Hunking [seal]

Joshua Moodey

John fletcher

[Endorsed] m^r Jn^o Hunkings will brought into Court of Adjornm^t y^e 1st Tuesday in decemb^r 1681: & is put on file on y^e records of y^e Court of Dover June 7th: 1681 being proved p^{er} m^r Jos: Moodey & m^r Jn^o fletcher who tooke oath y^unto

E: S: Record^r

THOMAS AVERY

1681

[Inventory of the estate of Thomas Avery, Sept., 1681; taken by Walter Neal Leavitt and Samuel Haines, Jr.; amount in real estate and live stock, £112.12.0; other articles not valued: attested by Joan Avery Nov. 1, 1681.]

THOMAS WILLEY 1681

[Administration on the estate of Thomas Willey granted to Margaret Willey, his wife, and John Willey, his son, Sept. 7, 1681.]

[Council Records, Sept. 7, 1681, in State Papers, vol. 19, p. 678.]

JOHN WHIDDEN 1681

[Administration on the estate of John Whidden granted to his widow, Elizabeth Whidden, Sept. 7, 1681, and an inventory was presented.]

[Council Records, Sept. 7, 1681, in State Papers, vol. 19, p. 678.]

SAMUEL DALTON 1681 HAMPTON

[Inventory of the estate of Samuel Dalton of Hampton, who died Aug. 22, 1681; taken Sept. 15, 1681; amount, £868.5.0; signed by John Sanborn and Henry Dow; attested by his widow, Mehitable Dalton, Dec. 6, 1681. Mentions estate in Haverhill, Mass., given him by his father-in-law, Henry Palmer.]

[Administration on the estate of Samuel Dalton granted to his widow, Mehitable Dalton, Dec. 6, 1681, who presented an inventory of £868.5.0.]

[Court Records, Dec. 6, 1681, in Deeds, vol. 5, p. 50.]

— SEWARD 1681

[Richard Seward made choice of his master, William Vaughan, as his guardian, who was appointed Nov. 22, 1681.]

[Council Records, Nov. 22, 1681, in State Papers, vol. 19, p. 683.]

AGNES SNELL 1681

[Inventory of the estate of Agnes Snell, wife of George Snell, Dec. 5, 1681; amount, £172.10.9; signed by John Shipway, Jr.,

and Samuel Keais; endorsed "This Inventory Lefte in Courte by m^r George Snell Xber 1681"; attested by Jethro Furber May 3, 1682.]

GODFREY BROOKING 1682 ISLES OF SHOALS

To The honorable: His Majesties Councill now sittinge at Ports-
m^o— The peticon of William ffollet of Oyster River in behalfe of
his Daughter In Law, Hannah Brookine of Isle of Sholes;

Humbly Sheweth, Whereas Godfrey Brookinge was unfortu-
nately drowned y^e 10th day of Xber 1681: at Isle of Sholes; and
dyinge Insolvent: not leavinge estate neither to pay one halfe y^e
debts contracted by him in his life time nor any competency for
his Relict and foure smal Children left behind him;

Knowing no Authority there established at Star Island; nor any
way wherby y^r petition^r may be put In a way to satisfye y^e Credi-
tors—It is the humble petition of y^e s^d Relict; y^t y^r honours would
be pleased; to use or direct some way or means; y^t the Creditors
may Receive accordinge to proportion of ye small estate Left ac-
cording to y^e Inventory here presented to you and y^r petitioner
shall ever pray &c

[Misc. Provincial Papers, mss., vol. 1, p. 18.]

PETER VITTERY 1682 LONDON ENG.

[Administration on the estate of Peter Vittery of London, Eng.,
"who died out of y^e Ketch ffriends Endeavo^r of piscattaq^e River
on a voyage to the Madara from s^d River," was granted to Reuben
Hull June 6, 1682.]

[Court Records, June 6, 1682, in Deeds, vol. 5, p. 54.]

DODEVAH HULL 1682

[Administration on the estate of Dodevah Hull granted to his
widow, Mary Hull, June 6, 1682, his will being imperfect.]

[Court Records, June 6, 1682, in Deeds, vol. 5, p. 54.]

JOB CLEMENT

1682

Dover. 4. 7th 1682

The last will & Testam^t of Job Clement Esq^r.

I Job Clement being weak in Body but in p^{er}fect memory doe dispose of my Estate as followeth

I make my Son Job Clement my sole heir & give to him all my houseing & lands Bills & Bonds with stock in tradeing & all my other Estate whatsoever except what is hereafter excepted

I give to my beloved wife Joanna Clement y^e choice of my Houses for her to live in dureing her life time, together with what so ever Estate she brought with her whether in Cattell or houshold goods, & shee shall with y^e House have y^e use of y^e Accomodations of land belonging to it, & y^e use of a feather bed dureing her life

I give to my Granchild Jane Kenney the residue of my Six Acre lott more or lesse y^e one halfe of w^{ch} was formerly by mee given to her ffather, lying near y^e Watch house on Dover Neck. Also I give to y^e said Jane that bed w^{ch} my wife has y^e use of dureing her life to come into her hands after my wives decease./ I give thirty shill[—] to y^e poor of y^e Town & thirty shill[—] to y^e church.

finally I make my son Job to my sole Execut^r willing him to pay my Debts & funerall charges And request y^e Hon^{le} Rich^d Waldron p^rsident & y^e Rev^d m^r John Pike to bee overseers to this my last Will & Testam^t

In witnes to y^e p^rmisses I have set to my hand & seal.

The instrument above was signed Job Clements [seal]

& sealed by y^e within mentioned Job Clements Esq^r & declared to bee his last Will & Testament y^e day & year above written 4 (7) 1682. In p^rsence of us

Richard Walderne

Joshua Moodey

[Proved Nov. 9, 1683. See recorded copy.]

WILLIAM PITMAN

1682

DURHAM

October the last, in the year of our Lord God one thousand six hundred eighty & two, I William Pitman of Oister river in the Province of New Hampshire being weak in body and being perfect in memory & mind; willing to settle my estate for the future, committing my soul unto him that gave it, & my body to the dust and Christian burial. My Will is, that my son John Pitman be my sole Executor of all my estate houses lands goods & chattels debts monies whatever All my legal debts being paid.

My Will is, that my Wife shall have two Cows, a bed and bedding and accomodation in the house And provisions for her this winter until they may be placed out, And one third of the income of my unmoveables during her natural life, or until she marry.

My Will is, that my son ffrancis Pitman have & enjoy as a gift of mine All that Place or tenement which I bought of Richard Knight, commonly called Giles's place, he paying my Executor four pound.

Item I give unto my sons Ezekiel Pitman & Nathaniel Pitman, that parcel of marsh that I bought of Richard Knight lying near the Meeting house equally betwixt y^m

Item I give unto my son Joseph Pitman all my part of land near the valley of twenty five acres at Colley's marsh, as appears more large by Records.

I give unto my daughter Elizabeth Jenkins fifteen shillings.

I give unto my daughter Abigail Willy, Sara Thrisco, Ezekiel Pitman, Ann Pitman, Zacharias Pitman, Hanna Pitman, Judith Pitman, each of them aforenamed three shillings a peece.

My Will is that Edward Leathers & Stephen Jenkins should be the Overseers of my Wife & children, & of my executors, to see this my Will performed.

Witness

John Woodman

Stephen Otis

[Proved Nov. 16, 1682.]

Deeds, vol. 4, p. 64.]

William Pitman

his X mark

& seal [seal]

[Inventory, Nov. 15, 1682; amount, £173.6.0.; signed by Robert Burnham and Joseph Smith.]

MOSES COX

1682

HAMPTON

In y^e name of God Amen I Moses Cox^e of Hampton in y^e province of new Hampshire in new England being very Aged and weake of body * * *

Item I give and bequeath unto prudence my welbeloved wife if she doe outlive me the one half of all my land medow & marsh & Com'onages and the use of the moveabls (Excepting what shall be here after disposed of in this my last will) All during the Tearme of hir Naturall Life And after hir decease then to Returne unto my son in law Jeames Perkins & my Daughter Leah his now wife

Item I give and bequeath unto my son in law Jeames Perkins and to Leah his wife The other Half of all my Lands both upland meadow marsh & Com'onages

Item I give unto my Daughter Mary Godfree & my Daughter Sarrah Norris five shillings apece to be payd by my Exequetours in marchble pay att prize Current

Item I give unto my Daughter Rachell Rawlings the some of twentie pound five pounds to be payd the first yeare after mine & my wifes decease and five pounds to be payd within two years after my & my wifes decease and five pounds more to be payd within three years after my & my wifes decease and five pounds more to be payd within fower years after mine & my wifs decease to be payd by my Exequetour in good marchble pay att Current prize as it shall then pase from man to man Also I give unto my Daughter Rachell Rawlings one feather Bed & bolster after mine & my wifs decease—

And I doe by these pressent make Constitute and Appoint my Trustie and Welbeloved son in law Jeames Perkins to be my sole Exequetour to this my last Will & Teastiment In Wittnes Here unto I have put too my Hand and Sealled it with my seall this

first day of november in y^e yeare of our Lord Sixteen Hundred & Eightie two & in the thirtie forth yeare of the Raigne of our soveraigne Lord Charls the second by the grace of God king of England scotland france & Ireland defender of the ffaith

signed sealed and Confermed

Moses Cox [seal]

in the pressence of uss.

Henry Dow

Samuell Dow

[Proved July 18, 1687.]

[Inventory of the estate of Moses Cox, who died May 28, 1687; taken June 10, 1687; amount, £124.14.0; signed by Henry Dow, Abraham Cole, and John Moulton.]

SAMUEL DUDLEY 1682/3

[Inventory of the estate of Samuel Dudley, Feb. 10, 1682/3; amount, £641.12.0; signed by William Morse and Robert Smart; witnesses, Edward Smith, John Folsom, and Bartholomew Tipping; attested by Theophilus Dudley, administrator, March 3, 1682/3.]

To the Right honerabell Edward Cranfeld Equir & governer of new hampshire Sir thes are to acquaint your honner that I Elizabeth dudley Laite wife of m^r Samuell dudley deceased have agreed with the Children of the Said dudly for my dowery allso to acquaint your honner that I doe Refuse to Adminester and therfore I doe Leave it to my sonn in Lawe theophelus dudley

Sir yours honeres to serve to my power

witnes my hand and seale

Elizabeth Dudly [seal]

merch : 1th : 1683

m^{rs} Elisabeth dudly owned : this above to be her acte and dede this 2^d of march 1683 Before me

John Gillman of the Counsell

